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Harvard College Library

FROM

New York state library

14 June, 1901







University of the State of New York

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# New York State Library

## 82D ANNUAL REPORT

### 1899

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TRANSMITTED TO THE LEGISLATURE JANUARY 8, 1900 BY THE  
REGENTS OF THE UNIVERSITY

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ALBANY  
UNIVERSITY OF THE STATE OF NEW YORK  
1901

~~29, 1882~~  
(C. V. 32)

JUN 1 1891

N.Y. State Library

B 8404.20

University of the State of New York

REGENTS DECEMBER 1899

With years of election

1874 ANSON JUDD UPSON L.H.D. D.D. LL.D.

*Chancellor, Glens Falls*

1892 WILLIAM CROSWELL DOANE D.D. LL.D.

*Vice-Chancellor, Albany*

1873	MARTIN I. TOWNSEND	M.A. LL.D.	-	-	-	Troy
1877	CHAUNCEY M. DEPEW	LL.D.	-	-	-	New York
1877	CHARLES E. FITCH	LL.B. M.A. L.H.D.	-	-	-	Rochester
1877	ORRIS H. WARREN	D.D.	-	-	-	Syracuse
1878	WHITELAW REID	LL.D.	-	-	-	New York
1881	WILLIAM H. WATSON	M.A. M.D.	-	-	-	Utica
1881	HENRY E. TURNER	-	-	-	-	Lowville
1883	ST CLAIR MCKELWAY	LL.D. L.H.D. D.C.L.	-	-	-	Brooklyn
1885	HAMILTON HARRIS	Ph.D. LL.D.	-	-	-	Albany
1885	DANIEL BEACH	Ph.D. LL.D.	-	-	-	Watkins
1888	CARROLL E. SMITH	LL.D.	-	-	-	Syracuse
1890	PLINY T. SEXTON	LL.D.	-	-	-	Palmyra
1890	T. GUILFORD SMITH	M.A. LL.D. C.E.	-	-	-	Buffalo
1893	LEWIS A. STIMSON	B.A. M.D.	-	-	-	New York
1894	SYLVESTER MALONE	-	-	-	-	Brooklyn
1895	ALBERT VANDER VEER	Ph.D. M.D.	-	-	-	Albany
1895	CHARLES R. SKINNER	M.A. LL.D.	-	-	-	

*Superintendent of Public Instruction, ex officio*

1897 CHESTER S. LORD M.A. LL.D. - - - Brooklyn

1897 TIMOTHY L. WOODRUFF M. A.

*Lieutenant-Governor, ex officio*

1899 THEODORE ROOSEVELT B.A. LL.D. Governor, ex officio

1899 JOHN T. McDONOUGH LL.B. LL.D.

*Secretary of State, ex officio*

---

SECRETARY

*Elected by regents*

1888 MELVIL DEWEY M.A.

LIBRARY COMMITTEE FOR 1899

Governor ROOSEVELT *chairman*

Regents ST CLAIR MCKELWAY, CHESTER S. LORD

HOME EDUCATION COMMITTEE FOR 1899

Regent SEXTON *chairman*

Regents CHARLES E. FITCH, ORRIS H. WARREN

# STATE OF NEW YORK

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No. 45

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## IN SENATE

JANUARY 3, 1900

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82d ANNUAL REPORT

ON THE

NEW YORK STATE LIBRARY

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*To the Legislature of the State of New York*

I have the honor to submit herewith, pursuant to law, as the 82d annual report of the regents of the University on the New York state library, the report of the director with appendixes.

ANSON JUDD UPSON

*Chancellor*

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# New York State Library

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## REPORT OF DIRECTOR 1899

*To the Regents of the University of the State of New York*

I report as follows for the state library for the year ending Sep. 30, 1899.

For convenience in comparing reports for various years, a regular outline is followed and comments are grouped under the heads shown in the table of contents. Following the custom of previous years the report of the library school is bound with the state library report because its work is largely done by the library staff and is so closely related to the library. A full account of the other work of the home education department is given in its separate report. Home education statistics are not included in the state library report unless specified.

### STAFF AND EMPLOYEES

A summary of staff changes is given in table Y, p. 88 followed by the annual list of vacancies. For convenience the staff list by departments has been transferred to table Z to bring it next the index where it can be most easily consulted.

**G. R. Howell.** The following is extracted from the regents minutes:

George Rogers Howell, archivist of the New York state library, died suddenly of pneumonia on April 5. Mr Howell was born in Southampton L. I. in 1833. He was graduated from Yale in 1854, from Princeton theological seminary in 1864, and engaged in ministerial work in western New York. In 1872 he entered the service of the New York state library, and served that institution faithfully for 27 years. He was author of several historical pamphlets and published a number of papers in the transactions of the Albany institute, of which he was secretary for many years. He wrote also *Early History of Southampton L. I., with genealogies, Bi-centennial history of Albany*, written in conjunction

with Jonathan Tenney, and *Noah's log book*, a novel. Mr Howell will be much missed by investigators in genealogy and local history who frequent the state library.

*Voted*, That a minute be made on the records and transmitted to his family with an expression of sympathy and of the appreciation by the regents of his long service.

*Voted*, That the duties of the state archivist be assigned to members of the state library staff who have had experience in this department.

Under this vote C. A. Flagg was made sublibrarian in history and A. J. F. van Laer sublibrarian of manuscripts.

Mr Howell's funeral was held in the Second presbyterian church, Albany, Friday, April 7, at 10 a. m. The staff, on which Mr Howell had served for 27 years, occupied seats specially reserved, only the few of his associates being absent who were necessarily on duty at the library.

**Salaries.** Table U, p. 87 shows the average annual salaries in the state library, home education department, bindery and building department from 1895 to date. For convenience of reference and comparison and to simplify bookkeeping and auditing, the wages of laborers, porters and binders heretofore paid by the week were last year all paid by the month with the usual salary check.

To guard against embarrassment in cases where weekly payments had been relied on for current expenses, I offered to advance to any of the staff affected, such money as was needed, to be repaid at the end of the month. The calls for this accommodation were so few as to indicate that the new system will be entirely satisfactory when once it is understood and fairly in operation.

**Staff uniforms.** According to the plan approved for adoption during the life of Chancellor Curtis, men and boys on duty in the public reading rooms wear a uniform so that they may be readily distinguished from readers or other members of the staff. At first a dark blue uniform was used, but last year a quaker drab was tried. Another practical gain is the adoption of rubber heels which add greatly to the quiet of the reading room. As the uni-

form and rubber heels are used for the convenience of the library, it is considered a proper official expense.

The uniform has been found a great convenience and has met with general and warm commendation. It is practically a decided advantage to the ordinary reader to recognize at a glance every person on whom he is at full liberty to call. No one after our experience would be willing to go back to the old system where people were sometimes embarrassed by asking another reader for service and oftener waited needlessly because they did not recognize some person near at hand as a library attendant.

**Staff meetings and reports.** For the highest efficiency a great library is dependent chiefly on its staff. There may be palatial buildings, great collections, wise laws and rules and the library yet be a comparative failure unless it has a staff strong both in capability of individual members and in harmony and sympathy in working together; for a library staff, like a football team, will achieve the best results only when it is strong in "team" work. While we have been justly proud of the high average of our staff, and while we have received the compliment of having a larger percentage of our people appointed to better salaries elsewhere than has any other large library, we still hope to increase this efficiency and more than maintain our standards. As contributing to a better understanding and for economy in informing the staff of growth, changes needed, improvements and facts either needed in official duties or likely to inspire greater interest and enthusiasm, we have a system of regular interviews and meetings. Each division head has reserved 15 minutes daily with the director, for any work requiring immediate consultation, and has also a regular full hour each week, besides any special conferences needed. The heads are also called together for joint conference on special matters that may arise, usually about once a month. The library school faculty meets the last Thursday of each month at 5 p. m. The entire general staff is called together for 15 to 30 minutes not oftener than once a month, and occasionally has

a full hour for general discussion of its work. Besides these means of communication and constant inspection of the various departments by the director and his immediate assistants, each person, from youngest page to senior librarian, is urged to feel the greatest freedom in making in writing any suggestion or criticism which he thinks will improve the library. Besides these voluntary notes, every person in charge of definite work is requested to write a report and every assistant, a letter to the director at the close of each fiscal year, making any suggestions resulting from his last year's experience as a member of the staff. Division heads embody their suggestions in their regular yearly reports, which are largely used in the annual report on the library.

Justice to the loyal work of the past year demands more than the usual acknowledgment of indebtedness to the staff who, with hardly an exception, have shown an interest in their work and a loyalty to our high standards worthy of special commendation.

#### EXPENDITURES

The finance statistics of the library are given in this report with greater detail than ever before. Tables R-S show the appropriations, expenditures and balances for the year with other receipts, etc. Table T is a careful analysis of expenditures, 1) by departments for 1899, 2) by years from 1895 to date, 3) by purchases; i. e. books, serials, binding, pictures and lantern slides.

The latter shows that \$20,201.04 was spent for books, \$3580.30 for serials, \$5785.59 for binding, \$3529.08 for pictures and \$1996.08 for lantern slides, a total of \$35,092.09 for increase and permanent improvement of collections. Of this the general library including law had \$19,879.24; medical library, \$861.51 and home education department, \$14,351.34.

The year marked another distinct step forward in establishing \$20,000 instead of \$15,000 as the minimum for buying books. Total cost of salaries remains practically the same as last year. When we add one third more books and have a corresponding increase in use by readers, in loans throughout the state, and in almost



every department of library work, it is obvious that we can not keep the salary roll within the old limit and do creditable work. It is significant of the spirit of economy which the library has always shown and which has been widely recognized by those familiar with such matters, not only that our salaries average lower than those received by persons of corresponding ability in other state departments, but that the salary average has fallen from \$1571 to \$788.50 during the same decade in which the use of the library has increased more than tenfold.

The home education items in table R show that we began the year without a cent in the home education appropriation and spent exactly the \$50,000 allowed us. We could have spent wisely and economically a much larger sum under every single head.

#### PUBLICATIONS AND PRINTING

The annual list of publications of the state library and home education department in table L, p. 75, followed by printing summaries for four years 1896-99 shows 71 books, bulletins and handbooks, 68 blank forms (not including stationery) and 46 circulars, a total of 185 different issues and 253,604 copies printed in 1899 against 127 publications and 165,900 copies in 1896.

In 1897 were issued 211 books, circulars, etc. the largest number in any one year and in 1898 the largest number of copies, 365,461.

• **Bibliography bulletin.** Since the last report, the library has published the appended list of *Best books of 1898* with notes prepared by the public libraries division. The special annotator of the home education department, Miss M. T. Wheeler, is directly responsible for the annotation of this annual list as well as for the notes in the traveling library finding lists.

The bibliographies and reading lists included in this series were made more widely useful during the year by the American library association publishing section's issue of printed cards analyzing the set, thus making a complete card index to the series constantly available. No greater compliment could be paid the

bulletins than this recognition of practical value to all libraries sufficient to justify printing cards of their contents for distribution.

**Library school bulletin.** The 13th annual report of the library school issued in December 1899 and appended to this report summarizes the results and condition of the school as follows:

The school has been carried on by the regents for 10 years. In that time it has accomplished more than even its most sanguine friends had dared to hope. It has won a well recognized place as a professional school and has surpassed the records of all such schools in the widespread demand for its students. The table of 720 library positions already filled in 30 different states besides three in foreign countries is abundant evidence of the practical success of the school in meeting a pressing educational demand. Its graduates have in a half dozen centers organized other library schools or given instruction to classes of those unable to attend the parent school at Albany, which is limited strictly by available space.

The school has this year a stronger faculty and corps of lecturers, a better course of study, larger facilities, more students, a larger proportion of graduates from the best colleges and universities of the country, a greater proportion of men and in every respect is in a more satisfactory condition than ever before, and naturally has the respect and confidence of the library world in a constantly growing degree. The voice of the doubter is no longer heard as to the wisdom of starting what the regents had the courage to undertake as pioneers when it was an experiment. It has proved, as was prophesied, as important a step as was the founding of the first normal schools for training teachers. Without it the American library could never have attained its full place as the necessary complement of the school in any complete and satisfactory system of public education.

**Handbooks.** Among the traveling library finding lists issued by the home education department during the year were a *List of 25 of the best volumes on education*, submitted to several leading educators and finally revised by Dr Nicholas Murray Butler of Columbia university; a *List of 50 of the best volumes on household economics* selected by the New York household eco-

conomic association; also an annotated finding list of the ninth traveling library for young people. These young people's libraries first started in 1895, have been selected with great care and have proved very popular and helpful.

**Sale of publications.** Owing to frequent inquiries about terms of distribution of publications, on Feb. 21, 1899 the regents voted:

That the secretary be authorized to sell any of the University publications at half price to any University institution or to any teacher or officer of such institution, and to give such publications outright to such depositories as shall be registered as entitled to such consideration because they agree to preserve and catalogue the publications and make them available for public use. Pamphlet editions of the reports giving administrative details and information as to the workings of the department may be given away, but scientific contributions of the museum staff and other valuable matter printed as appendixes to the reports, and the bound volumes containing such matter shall not be for free distribution, but shall be sold at a nominal price approximately covering cost of paper, presswork and binding.

An annual subscription of 50 cents entitles one to a year's bulletins of either the state library or the home education department. The bibliography bulletin by itself may be had for a subscription of 50 cents a volume unbound, containing about 700 pages. Volume 1, lacking numbers 1 and 5, which are out of print, may still be had at this price.

For a list of all University publications with prices see latest edition of *List of publications* (Handbook 6).

#### EXCHANGE DIVISION

Established 27 April 1899

**Duplicates.** Our available collection of duplicates, apart from legislative documents and University publications which are in charge of the law librarian, is shelved in rooms 46<sup>3</sup> and 46<sup>4</sup> of the north stack. No account is made of over 1500 boxes of duplicates which have been stored to save space and will never be accessible in our present cramped quarters.

Since the transfer of this work from the home education department the books already catalogued have been carefully rearranged and every effort will be made during the fall and winter to push the cataloguing to completion, as competent help becomes available.

Both gifts and exchanges are bringing in duplicates in large numbers, but it is hoped that future accumulations can be shelved without resorting to farther storage in boxes. Each bound volume or pamphlet as it comes into the library, by gift or exchange, is compared with the catalogue and if found to be an exact copy of a book already on our shelves is marked with the class number, "dup", date and initials of the assistant, and transferred directly to the shelves on the east wall of 46<sup>4</sup>. There all are counted preparatory to being catalogued on our special slips. [See report for 1897, p. 38.]

Under the present arrangement the cataloguing will be done as previously in 46<sup>4</sup>, where the stacks contain the entire catalogued collection arranged in class order, with room for considerable growth.

46<sup>3</sup> contains United States government publications, of which there are approximately 2800 bound volumes and many pamphlets; four double 10 tier cases of miscellaneous books and pamphlets, which will be removed to the floor above and catalogued as rapidly as possible; and New York state department publications, which have just been separated from the miscellaneous collection and occupy a large section. In the press of work and frequent demand for this last sort of material, it has seemed best to make it directly available by alphabetic arrangement and thus save time and expense of cataloguing.

While in our present quarters, with so large a part of our duplicates stored in boxes and entirely unavailable, it will not be possible to undertake large operations in duplicate exchanges. We hope however during the coming year to have the collection in such order that it will be feasible to send circulars to our New

York libraries, inaugurating under certain limitations the long expected clearing house for duplicates.

At present, though not inviting exchanges, we are always glad to send sections of our slip catalogue of duplicates to any library which wishes it. Important additions to the state library are constantly being made through the exchanges of such lists with libraries in other parts of the country.

This year Charles A. Flagg has taken charge of this work in addition to his duties as sublibrarian in history, and the intelligence, enthusiasm and industry already shown give us hope that this division, greatly needed but hitherto neglected for lack of a head, will soon be an important factor in our activities.

**Summary of duplicates received, exchanged and distributed and total in stock**

For detailed statistics see table D, p. 68.

DUPLICATES	Bound	Unbound
Miscellaneous duplicates received 1899.....	1 522	16 542
Legislative documents and laws 1899.....	3 722	.....
Court reports 1899 .....	833	.....
State department publications 1899 .....	500	.....
University publications 1899.....	4 416	158 613
<b>Total duplicates received 1899 .....</b>	<b>10 993</b>	<b>175 155</b>
Duplicates exchanged and distributed 1899.	7 388	127 556
Net increase 1899 .....	3 605	47 599
Duplicates in stock 1898 .....	120 118	220 921
Duplicates in stock 1899 .....	123 723	268 520

**State publications.** For 25 years there has been constant complaint from the public, and chiefly from librarians most familiar

<sup>a</sup> Including unbound duplicates estimated at 30,000 still inaccessible for want of shelving and accidentally omitted from report of 1898.

with the difficulty, because books printed by the national or state governments with wasteful liberality were so often inaccessible when wanted for actual use. After many years labor committees of the American library association finally succeeded in securing changes in the federal law removing many of the abuses, though distribution is not yet wholly satisfactory. They showed clearly that for half the cost the public could be better served. Books sent to individuals by their representatives in congress or the legislature were in most cases counted of no value and thrown away. The result of this broadcast distribution was insufficient copies for permanent deposit in libraries, so that it was a rare exception to find a complete set of any publicly printed books, though thousands of copies of the missing volume were known to have been wasted. The obvious solution of this serious difficulty was to have the books sent immediately on printing from the government library to every other library known to value them enough to catalogue and preserve permanently for future use. When these libraries all have complete sets the need for distributing personal copies is almost wholly removed. To most recipients such books were useless lumber and many threw them away, while the more thoughtful sent them unopened to some library. The result was that some libraries would have from two to 10 copies of one volume of a set, perhaps none whatever of the next volume, and repeated requests to headquarters would fail to secure the copies, which were often reported "all distributed". Often libraries were forced to buy these books from second hand dealers, and not infrequently for immediate use when a certain volume was needed for reference in a great foreign library, we were compelled to report it as unobtainable, when we knew that thousands of copies of that very book paid for by the taxpayers had been destroyed. As a result of examining into the wastefulness of the present system, the following provision was inserted in § 19 of ch. 378, New York laws of 1892:

To guard against waste or destruction of state publications, and to provide for completion of sets to be permanently preserved in American and foreign libraries, the regents shall maintain a duplicate department to which each state department, bureau, board or commission shall send not less than five copies of each of its publications when issued, and after completing its distribution, any remaining copies which it no longer requires. The above, with any other publications not needed in the state library, shall be the duplicate department, and rules for sale, exchange or distribution from it shall be fixed by the regents, who shall use all such receipts from such exchanges or sales for expenses and for increasing the state library. The state printer shall furnish to this duplicate department immediately after its printing, as many copies of each publication printed at state expense as the regents shall certify to be necessary to enable them to supply one copy to each library which shall conform to the rules established by the regents as to preservation and making available for public reference and shall be registered by the regents as properly entitled to such publication. In case the officer to whom the edition of any publication is to be delivered shall notify the state printers in writing, and before printing, that the edition provided will be insufficient for his use if the library copies are deducted, there shall be printed as many extra copies as he shall require not exceeding the number delivered for library use.

At first the state library tried the plan without provision that the state printer should furnish necessary copies and it almost entirely failed in efficiency, as the five copies specified by law served only for necessary reserves, and libraries asking for books could seldom get them. A second careful examination of the matter resulted in working out the provision for sending to the state library copies enough to supply every other library registered as entitled to the publication. Under this the books for which the taxpayers pay so large a sum annually have been placed as never before where they will be permanently preserved and where they will be in the highest possible degree useful. Objections were made that these library copies would in some cases deprive the officer in charge of the number he actually needed for his own work, and the final sentence was added for his protection. We send to the state printer and to the officer in charge of the publication notice of the number of copies required for library use. We are entitled to these extra copies only when we have filed the written notice before printing, as the law requires, so that there

shall be no excuse for charging extra composition or other expense beyond paper, presswork and binding. Furthermore, the state printer has no authority to present a bill for printing extra copies unless he has received written notice from the officer in charge that the copies for library use can not possibly be spared from the regular edition. In this way necessary copies for libraries are provided in the cheapest possible way and cost of distribution is greatly reduced by sending several publications in one package instead of as heretofore mailing each copy separately.

The defect in the present law on public printing is its mandatory character. Through inspiration of those interested in having the state print the largest possible number of copies to increase patronage for paper mills, printers and binders there are printed yearly many editions far in excess of any possible use, and thousands of copies are carted by the wagonload to the junk heap after the heavy bills for their manufacture have been paid. If because of some peculiar discussion 5000 copies of a certain report may be needed this year and the law is altered for good reason to allow it, the provision continues mandatory; and if in succeeding years the head of the department knows that 1000 will be more than enough to supply all legitimate wants, he has no power to reduce the number, but without his approval or consent the full 5000 continue to be printed and bound. If the law were so altered as to fix a maximum which no authority but the legislature could increase, and if the head of each department were required to report to the controller, where all bills for printing are audited, the number of copies printed in the preceding year, the number distributed within one month after publication, the number required to meet other demands through the year, and finally the number still on hand, with a certificate of the number that in his judgment would be necessary to meet demands for the forthcoming volume, a saving would be effected much greater than the increase now and then required to supply public libraries with the necessary copies. The result would be that the printing



bills of the state would be materially diminished, many departments would be freed from the nuisance of having to receive thousands of volumes for which they have no use, and the public would have much better service.

It would be little trouble for officers to send the controller these facts, if they are known, and if they are not known they certainly ought to be to protect against waste. In many cases, clerks or porters have had carted away thousands of volumes of which the head of the department has no knowledge whatever. It is a common experience for a man on taking office and making a thorough inventory of his resources to discover great piles of books which his predecessor had forgotten or never knew existed. Each report ought of course to be sent promptly on publication to all libraries and exchanges entitled to it, for it has little value if delayed. Then there is needed a reserve of copies to be used during the year before the next report is printed. Except to complete files, calls are always for the *last* printed report. As soon as a new report is printed the only copies worth preserving are enough to make up sets in libraries and offices that require permanent files of back numbers. For these there will be no call for single copies for personal use any more than for a last season's railroad timetable. If distribution of state publications were systemized as it would be in any well conducted corporation, these facts of number printed and used would all be known and it would take but a moment to transmit them to the controller. The reason for my suggestion is to compel such records to be kept and to bring to the surface the cases where books are printed from year to year which no one ever wants or ever uses, so that the edition can be kept down to the number actually needed. The year we printed the report on edible mushrooms the total edition allowed us was exhausted at once and demands were received in every mail for copies till \$5 each was currently offered if a single copy could be found. During that same week I chanced to learn from a junk dealer, who had bought them for the lowest rubbish prices, of the

sale from the capitol of 30,000 bound volumes for which the taxpayers had recently paid. Under a law revised as above suggested, printers, binders and all concerned would have made just as much money from the state in manufacturing the mushroom reports for which the people were struggling and offering \$5 a copy as they did in running their presses on these 30,000 volumes. But the unreasonable, mandatory provisions of our printing law compelled the manufacture of these tons of matter for which there was no demand.

Another protection should be added to do away with the evil of unbalanced bids, long the curse of contract printing. Honest and able officers have repeatedly tried to adjust the rules to secure fair results, but with unbalanced bids it seems almost impossible to frame any rules which an expert will not find a way to avoid, or to prepare a bid in such a form that he will not get from the treasury more than the work is worth, though in appearance the price charged is very low. The needed protection would be given if the board which awards the contract were required to reject any bid above current market rates for first class work. Some fear the difficulty of deciding what are current market rates, but this is more sophistry than real argument; for there is always in Albany, as in every other city, a well known market price for composition, presswork and paper which is the most charged by any of the half dozen best known printing houses. Cheap offices cut under these rates and may now and then charge an inexperienced patron more, but the great bulk of the printing runs as regularly on these rates as does the price of other commodities which are quoted in daily market reports. There is no objection to any bid, however low, provided it is not more than made up by fictitious prices on other items. Those who have studied over state bids and contracts for a series of years know that they are as intricate as a game of chess and that the keenest minds have worked over them for years to put in combinations which in the end will result in getting the maximum amount of money out of the

treasury for a given amount of work. Among other devices, special type has been made with face and body in unusual relation so that ordinary type rules would record a larger total measure.

The difficulty feared in this method of bidding would be obviated by adopting as a basis a schedule of prices adjusted as fairly as possible to Albany current market rates. Any experienced printing house could prepare in a week a schedule which every one would recognize as justly providing a fair return for material and labor for all kinds of printing done for the state. In order to secure all this great volume of work without competition, many printers would bid for it at a fixed discount from the established scale of prices. All bills would be made out at these prices and the work would be given to the printer offering to do the whole at the largest discount, perhaps 5%, 10%, 15% or more off from the controller's schedule of current rates. This would eliminate absolutely the evils of unbalanced bids, including all influences to induce departments to order liberally certain things on which there were large profits and to keep their orders down to the lowest point on those where the contractor lost. It would also protect the printer against the reverse danger of large orders on which he must lose heavily; for if the printing clerk in any state department may be influenced so to vary his orders as to use the form on which the contractor makes largest profit, he might also in case of differences with the printer or some of his employees insist on ordering something furnished at great loss. A good illustration of this was mentioned in a message of Gov. Morton. \$4450 was charged for a piece of work for which the same firm had recently charged only \$85. Technically by law we should have been compelled to pay this. We escaped only by putting in large orders for parchment diplomas which had been included at the same price as tiny blanks so that the state printer would get back perhaps one or two cents on the dollar of actual cost. Under that particular contract we found a means of protecting ourselves and forcing the acceptance of the \$85, the full value of the work,

as payment in full for the bill of \$4450; but the illustration shows the necessity of a form of bid to eliminate on both sides the possibilities of such obvious injustice.

*Bulletins.* The law governing the reports of the six departments under regents supervision provides that "such parts of their report as they shall deem necessary for use in advance of the annual volume may be furnished by the state printer as bulletins." This plan of publishing was devised as a matter of economy. We have 1000 copies of some bound volumes, where other departments have 5000 or 10,000, but by breaking the volumes into thin paper covered pamphlets, printed from the same type and at the same time with the sheets for the bound volume, we can answer nine tenths of our inquiries by sending a thin pamphlet instead of a thick bound book. This saves much of the postage, express and cost of manufacture, and gives to the applicant what he values more, for one interested in one definite subject prefers to have that alone in a compact pamphlet rather than as part of a huge book. The printing law ought to be so amended that it and the appropriation for printing should provide that no more than regular contract rates, including cost of extra paper if better quality is used than for documents, should be charged for bulletins, and that there should be no extra allowance for composition on them. If this plan of printing bulletins were repealed, we should require so many more of the bound volumes that the cost to the state would be more than doubled to meet reasonable demands for our publications, which no one who examined our correspondence with its daily applications would for a moment think of refusing.

The state library as custodian of the state's books and as charged with the systematic distribution of state publications in permanent depositories, feels more keenly than any one else the need of improvement. If it involved extra expenditure the matter might properly be deferred, but as the reforms suggested would save money directly while they greatly increased efficiency, it would seem reasonable to urge that they be made.

**Exchanges of N. Y. publications.** During the past five years the following volumes and pamphlets of New York state publications have been sent from the library under the system of exchange to American and foreign states and territories and to various institutions in this and other countries:

	1895	1896	1897	1898	1899
<sup>1</sup> Court of appeals reports.....	138	184	138	141	188
<sup>1</sup> Supreme court reports .....	301	516	473	387	645
<sup>1</sup> Legislative manual . . . . .	44	44	44	44	44
Session laws .....		153	260	.....	160
Legislative journals and documents .....	2 940	.....	4 558	255	2 754
State library reports .....	350	.....	525	1 803	118
State library bulletins .....	1 975	1 125	2 260	2 507	1 552
State museum reports .....	668	.....	1 542	877	545
State museum bulletins ....	770	300	335	913	1 361
U. S. N. Y. regents reports . . . . .	1 800	1 418	878	854	
U. S. N. Y. examination reports .....		700	815	826	842
U. S. N. Y. home education reports .....		750	225	462	438
U. S. N. Y. regents bulletins. 2 384	3 340	6 175	6 257	6 854	
U. S. N. Y. examination papers	550	650	675	718	763
<sup>2</sup> Other volumes and pamphlets	1 416	750	307	2 320	2 540
	11 536	10 312	19 750	18 388	19 658

In 1891 we sent out 3657 volumes, placing them in the leading libraries of the world where they would be preserved and be most useful. In 1899 we sent out under the same system 19,658 volumes.

The increase of 1270 volumes sent out in 1899 over those of the previous year is largely due to the legislative documents of 1898 which were not received in time for distribution during that year.

<sup>1</sup> Not published by the state but bought from private firms and distributed by the state library to the states and territories.

<sup>2</sup> Chiefly reports of various New York state departments.

**LAW DIVISION**

Established 21 April 1818

The law library grew last year from 60,245 to 61,928. 639 of these new books were bought and 1044 were gifts or exchanges. 1522 of the additions continued sets already on our shelves.

The following table shows the sources and rate of increase in the law library from 1889 to date:

YEARS	Volumes bought, including continuations	Gifts or exchanges	Total additions	Continuations bought, given, or exchanged
1889.....	528	638	1 166	
1890.....	850	718	1 568	
1891.....	872	638	1 510	958
1892.....	901	993	1 894	1 013
1893.....	747	1 580	2 327	2 019
1894.....	900	1 663	2 563	1 765
1895.....	626	1 059	1 685	1 377
1896.....	817	1 215	2 032	1 607
1897.....	807	1 259	2 066	1 660
1898.....	676	1 555	2 231	1 932
1899.....	639	1 044	1 683	1 522

Among the many volumes added are:

Bluett. Advocate's note book. 1847

Corpus juris civilis. 5v. 1519

Iowa. Laws, 1839-40

Justinianus. Institutiones. 1511

Rhode Island. Acts and resolves, 1813-15

Sigonius. De antiquo jure civium Romanorum. 1562

Tynwald courts reports. 1822

Victoria. Acts of parliament, 1866-83

Virginia. Laws, 1807, 1816

**MANUSCRIPT DIVISION**

Established 19 April 1881

**Archivist.** After the death of Mr Howell so long state library archivist (see p. 5) A. J. F. van Laer, a native of Holland and a

graduate of the Polytechnic school at Delft, and a member of the New York state library school class of 1899, was put in charge of the manuscript division. Mr van Laer brings to his work a rare combination of linguistic ability, professional training, accuracy and enthusiasm which will render his services of great value in deciphering the rich collection of Dutch manuscripts, etc. intrusted to his care.

**Inventory.** An inventory of the records in the manuscript division taken when Mr van Laer entered on his official duties showed that all the volumes called for by the shelf list were on the shelves with the exception of "Commissions, v. 3", reported by Mr Howell as missing since the spring of 1896. Two important collections, not recorded on the shelf list but known to have been procured for the library, namely the 2500 loose papers containing the originals of many letters in the "D. D. Tompkins papers" and a collection of some 900 manuscripts of revolutionary and post-revolutionary times, formerly in the possession of Mr Peter Van Gaasbeek of Kingston and acquired in 1886 at a cost of \$125, are at present missing but are probably in boxes in one of the storerooms of the capitol. On the other hand a large number of volumes were found of which no record existed and as far as possible these have been entered in the shelf list and the catalogue of manuscripts. The former author and alphabetic subject catalogues have been thrown into one alphabet and 136 cards, found to duplicate others, have been taken out. 387 new cards have been added.

Among the volumes not heretofore catalogued is a file of 52 thin folio books containing lists of certificates issued by state agents for provisions for the revolutionary army; paybooks for services performed on fortifications on Governor's and Bedloe's islands in 1794; copy of assessment rolls of Dutchess co. pursuant to an act of 1786; list of bills of credit and certificates canceled in 1789; book of receipts for interest on loan office certificates with signatures of persons to whom the interest was paid, and a variety

of other accounts. In the same file were found an index to v. 1 of "Certificates of treasurer" and also a general index of officers. With the exception of v. 5 every one of the 10 volumes of "Certificates of treasurer" is now provided with an index. A volume marked 11, erroneously given as part of the set in *State library bulletin; history* no. 3, p. 224<sup>3</sup>, is an alphabetic list of names, apparently of pensioners.

Some bundles of loose sheets containing the original drafts of council minutes, 1754-73 and a series of 59 thin folio volumes of rough copies of council minutes, 1709-76, were compared with the bound volumes of engrossed "Council minutes" and arranged in the order of the latter. Occasional references in the rough copies to entries of a previous date in the engrossed minutes show that the latter were kept regularly as the rough copies proceeded, yet the following minutes were noticed in the rough copies which are not in the engrossed minutes: Legislative minutes, 31 Aug.-13 Sep. 1728, printed in *Journal of the legislative council*, Alb. 1861, 1:571-79, showing that E. B. O'Callaghan had access to the rough copies; also, minutes of the eastern boundary committee, 14 July-16 Nov. 1753 and council minutes of 4, 23, 26 Dec. 1775, 29 Jan. and 14 Feb. 1776.

An inspection of the closets in the manuscript room brought to light a large number of manuscript and printed maps, not recorded in any of the existing catalogues. As frequent inquiries are made for original maps of surveys an index of the above maps was begun at once. This index is to be completed gradually by references to maps in the bound volumes of manuscripts. An index has also been made to the contents of packages of miscellaneous papers found in the same closets. These papers ought at some future date to be permanently arranged, but for the present it was thought wiser not to disturb the original order in which they were found.

**Reference work.** The regular work of the division consisted of the correspondence connected with historical and genealogic in-



quiries, the preparation of copies of marriage bonds, census returns and other documents, a few translations from the Dutch, Spanish and Italian and some 50 certificates of service of soldiers in the revolutionary war.

To reduce as much as possible the time involved in making out the above certificates of service, the following blank has been printed, which if not suitable in all cases, is at least convenient for the preparation of rough drafts to be typewritten.

[Blank]

This is to certify that on page ... of a manuscript volume entitled ....., in the custody of the regents of the University of the State of New York, in the state library, the name of ..... is recorded, under date of ..... as a ..... in ..... company, belonging to the ... regiment of ....., commanded by ....., and that the above record shows that the said ..... performed active service in the ..... war.

In testimony whereof, the seal of the University  
of the State of New York has been affixed at the  
city of Albany, this ..... day of .....

Personal inquirers have as far as possible been allowed to work in the manuscript room; exchange of information, personal contact with students, and the learning of their needs being considered a sufficient gain to outweigh the discomfort and disturbance arising from the narrowness of the present quarters. The carrying back and forth of the very heavy volumes is in this way largely avoided and greater safety insured, as there is less danger that volumes will not be returned to their shelves at the close of office hours.

Inquiries about the "Henry Stevens papers" have come in from time to time, to which no satisfactory answers could be returned for the lack of a proper arrangement of these papers. The fact that this important collection is still practically inaccessible causes not only disappointment to the investigator but casts also a reflection on the library. It is therefore recommended, that during the coming year, the sorting, binding and calendaring of these papers be taken in hand.

**Calendars and indexes.** It is further believed that under present conditions no better service could be rendered to historical students

than to print as soon as possible the calendars prepared by Mr Berthold Fernow for the following records:

Court of assize, v.2, 1665-72  
Council minutes, v. 3, 1668-78  
General entries, v.4, 1671-74  
Council minutes, v.5-31, 1683-1776  
General entries, v.32, 1678-80  
Entries, v.33, 1682-83  
Orders, warrants, letters, v.2, 1665-69  
Warrants, orders, passes, etc. v.3, 1674-79  
Passbook, v.4, 1680-91 (incomplete)  
Licenses, warrants, etc. v.5, 1686-1702  
Orders, warrants, etc. 1680-82

Of other calendars now available in manuscript the most important is that of the "Sir William Johnson's mss" 26 v. 1738-90. This calendar, prepared for v. 1-11 by D. J. Pratt and v. 12-26 by H. A. Homes, is bound in one volume and would probably have to be copied for the printer.

The calendars of v. 1-47 of the "George Clinton papers", prepared for v. 1-23 by Orville Holley, v. 24-34 by G. W. Clinton, v. 35-38 by G. R. Howell, v. 39 by P. F. Cooper and v. 40-47 by G. R. Howell are very brief and, since the documents themselves are in course of publication, not of sufficient importance to warrant a complete revision.

An index to v. 1-23 of the "George Clinton papers", prepared by George W. Clinton and consisting of 1898 separate sheets was found in two bundles and has recently been arranged for use. This index, which is very carefully made and aims to give every name signed to or incidentally mentioned in the documents, has rendered already valuable service in the work of the division and would well repay making a typewritten copy. As the references are not to pages but to the number of the document, it could also be printed and used in connection with the volumes of *Public papers of George Clinton* now published by the state. For v. 24

of the "George Clinton papers" an index on slips was prepared by P. F. Cooper.

### SOCIOLOGY DIVISION

Including comparative legislation, but excluding law and education libraries

Established 1 March 1891

YEARS	VOLUMES			Serials cost	SUBJECT CARDS	
	Total	Added	Cost		Total	Added
1891.....	8 361	1 800	\$617 24	\$106 93	1 193	701
1892.....	10 160	1 799	1 342 91	242 08	4 558	3 865
1893.....	11 249	1 089	638 87	286 48	6 654	2 096
1894.....	12 620	1 871	538 68	287 56	7 872	718
1895.....	13 884	1 264	401 25	323 77	8 208	836
1896.....	15 099	1 215	428 26	340 99	8 911	708
1897.....	17 171	2 072	770 61	385 06	9 892	481
1898.....	19 189	1 968	547 54	344 52	10 204	812
1899.....	20 848	1 704	661 93	362 21	11 254	1 050

During the past year purchases of English, German and French works have greatly increased. The leading foreign reviews have been examined and dealers have sent foreign works to the library on approval. French and German writers are doing much excellent sociologic work and are industriously collecting data and making comparative studies of inestimable value.

As soon as practicable the collections of public law, public documents and sociology should be brought together, thus forming a working sociology library of the maximum convenience. Such a library would eventually become a laboratory of research and of scientific legislation, a center where a responsible press would relate the impression of to-day with the experience of the past, in short a great center for collecting, organizing and distributing social facts.

Dr Herbert B. Adams, director of the department of historical and political science at Johns Hopkins university, speaks of the future of the library as follows:

Sooner or later the state library at Albany will become a seminary of American history, education and social economy. Some

of the finest collections in the country on these civic subjects are already here and they will be utilized more and more by specialists. Dr Whitten's labors and those of his predecessors have opened to students the labyrinth of American social-economic legislation. Similar digests and calendars of American education and of the enormous mass of historical manuscripts now accumulated here will make Albany a summer resort for scholars and educationists. *Argus* (Albany) 27 Aug. 1899

**Documents index.** The advantages of the library when properly developed will give it perhaps the best sociology collection in the United States. These advantages consist in its superior collections of law and public documents, which are the publicist's raw materials. Through the annual summary and index of state legislation, the consolidated index of laws passed since 1890 and the index of comparative legislation treatises, this division has already become the center for research and information relating to laws of the various states. As yet however the rich mine of social facts contained in the collection of state and municipal documents has not been opened. Lack of indexes makes it very nearly inaccessible even to the most patient investigator. A card index of New York legislative documents complete for the past 56 years has been prepared, thus making accessible many special reports of legislative committees and state officers of great value for reference. When the index was started it was not thought best to attempt an analysis of reports. The numerous special reports on various subjects in annual department reports are therefore still almost inaccessible. The demand for a comprehensive index of all New York state publications is most urgent and one which it is to the interest of the state to meet promptly. The great usefulness of the card index of New York documents gives some indication of the immense value of a single general index of the public documents of all the states. Sooner or later such an index must be made. The library holds its excellent collection of public documents as a public trust, in the fulfilment of which it is its

duty to make them easily accessible to the student, the journalist, the publicist and the legislator.

**Index to comparative law and administration.** The most frequent inquiry in connection with any proposed legislation is, what have other states done? To answer this question by reference to the statutes of each of the 48 states and territories is the work of days and perhaps weeks. The economy of being able to turn to a comparative compilation or abstract of the laws on the subject is therefore very great. While many comparative treatises are in existence, they are usually published as part of some public document or chapter of a book and therefore can not be found by reference to bibliographies or library catalogues. We have recently started an index but it must necessarily grow slowly. Though consisting of less than 100 titles, it has already proved most useful and it is believed that its publication in the near future would save much duplication of work and be a great aid to all who have occasion to consult the laws of various states.

**Correspondence.** The division not only tries to help members and committees of the legislature in every way during the session, but recognizing that many legislators prepare bills and get data and information together before coming to Albany, the following circular was sent to each member immediately after election in November 1898.

To state officers and members of the New York legislature

The sociology division of the state library aims to render available for practical use in legislation at a minimum expenditure of labor, the information contained in the 220,000 volumes in the state library. Moreover, important legislation in other states is closely watched and the laws as soon as published are briefly summarized, classified and indexed. We can thus answer promptly and accurately inquiries concerning legislation in any state. This is the only center where information of this kind is so available for immediate reference.

We try to obtain any fact that will help in preparing, promoting or considering legislative measures. Among other things we can furnish:

- 1 The latest and best laws on any subject in other states as a basis for similar legislation.

2 An outline of the previous legislative history of any subject in New York.

3 References to the other best and most available sources of information or arguments on either or both sides of a question.

All communications received will be treated as confidential. This work is done without charge for any New York state officer, committee or member of the legislature. Address inquiries to Robert H. Whitten, Sociology division, State library.

MELVIL DEWEY *Director*

**Similar work elsewhere.** The increased demand for facilities for sociologic research and the efforts of the leading libraries to supply that demand is evidenced in the recent creation of a department of documents and statistics in the Boston public library and the appointment as its chief of Worthington C. Ford, formerly chief of the bureau of statistics of the U. S. treasury department. Mr Ford says in his first report:

The general plan of this department was to constitute a working laboratory on social topics, where the expert, the student and the general reader might find the material they desire, and, if necessary, advice and guidance in the use of this material. The scheme, must, therefore, cover two important divisions of each social question: the theory, as developed by the leading American and European writers; and the application, as recorded in the investigations of government bureaus, corporations, associated charities or individuals. If the entire range of sociology as now understood is to be adequately treated, the department must have collections on political economy in its widest sense, on political science both in theory and in history, and on statistics, which records and generalizes both economics and history.

To do for the French parliament what this division has for the past 10 years been doing for the New York legislature a "Bureau parlementaire" has recently been organized by M. Marcel Fournier, editor of the *Revue politique et parlementaire*. It has begun its work with the collection and indexing of French parliamentary documents. M. Marcel Fournier explains the aims of the bureau as follows:

For rapid and good legislative work it is essential to make it as easy as possible for legislators to find and verify information

and to collect the material indispensable to the study of a question. . . . An institution of this nature, placed at public disposal, will be much consulted and will be in correspondence with the entire world. It will speedily become an instrument of progress.

The work in this division has never been more satisfactorily done than under its new head, Dr R. H. Whitten, and it is very desirable that he should be provided with needed assistance so that his own time, so valuable to the state in many directions, shall not be absorbed by work which a low priced clerk could do.

#### MEDICINE DIVISION

Established 21 May 1891

YEARS	VOLUMES			Serials cost	SUBJECT CARDS	
	Total	Added	Cost		Total	Added
1891.....	2 740	86	\$28 18	\$35 98	181	79
1892.....	2 858	118	33 89	22 98	314	138
1893.....	5 108	22 250	103 64	23 98	1 169	855
1894.....	5 522	414	79 25	18 83	8 486	2 317
1895.....	5 740	218	57 98	19 28	4 060	574
1896.....	6 856	1 116	2 124 77	558 64	4 806	746
1897.....	7 628	772	1 181 28	698 20	5 160	354
1898.....	8 421	798	452 28	748 50	5 620	460
1899.....	9 279	858	269 95	722 22	5 988	318

Besides 9279 books the medical library has about 5000 pamphlets and is receiving regularly 229 serials, exclusive of annuals, biennials, etc. The largest gifts received during the year were those from Dr E. N. K. Mears and the Medical society of the state of New York noted on p. 43. In 1899, \$861.51 was spent for the medical library; of this, as is shown on p. 86, \$118.96 was for books, \$639.29 for serials and \$103.26 for binding. These figures differ from table above for same reasons that are given in note on table T2, p. 86.

<sup>a</sup> Unusual increase due to gift of books from Albany medical college, Jan. 31, 1891.

<sup>b</sup> Unusual increase due to new appropriation for medical books, which became available Oct. 1, 1895.

## EDUCATION DIVISION

Established 1893

YEARS Statistics not separately kept till 1894	Volumes added	Total volumes on shelves	Gifts including duplicates	
			Volumes	Pamphlets
1894.....	274	2 839	.....	4 400
1895.....	1 067	3 906	52	3 182
1896.....	284	4 190	85	4 970
1897.....	473	4 663	176	3 524
1898.....	507	5 170	166	10 547
1899.....	490	5 660	358	11 602

Of gifts 204 volumes and 5557 pamphlets were duplicates. Of pamphlets a large portion are catalogues and other serials, of which a separate card list is kept, since only by eternal vigilance can a series issued under direction of frequently changing officers be regularly secured. Date of receipt of each sequent is noted on the list which is read twice a year, when every delinquent is written for, nothing however being considered "delinquent" unless a month overdue. Delinquents were sent for only once a year till we found that many school publications are so quickly out of print that our files could be kept complete only by going over the list at least semiannually.

The aim is not only to make available the best literature on educational topics, but also to have at hand data specially for answering questions constantly coming before the University of the State of New York as to the qualifications of the graduates of educational institutions in all parts of the world who are candidates for professional study or practice under the advanced New York standards. Neither field is yet adequately covered, but the number of bound volumes has increased within the past decade from 1961 to 5660, or nearly 189%, while the pamphlet collection is growing at the rate of 5000 or 6000 a year.



## HISTORY DIVISION

Established 1898

During 1899 more books were added and the expenditure for serials was larger than ever before.

YEARS	VOLUMES			Serials cost	SUBJECT CARDS	
	Total	Added	Cost		Total	Added
1894.....	83 908	1 728	\$1 888 69	\$245 71	21 048	8 181
1895.....	84 906	1 008	1 893 01	218 09	28 566	27 518
1896.....	85 892	986	1 652 88	183 95	31 605	3 089
1897.....	87 895	1 508	2 266 16	204 65	33 916	2 811
1898.....	89 481	2 086	1 827 71	242 81	36 482	2 566
1899.....	41 850	2 419	8 896 25	327 58	38 876	2 894

**New reading room.** The arrangement of our new reading room on the fifth floor has called forth the full appreciation of the genealogic public. Here the family histories and allied works are shelved round the walls of a large room, with tables and chairs conveniently placed, and with the large allied subject of local history in 55A, the adjoining room. For convenience of users there have also been removed to this department from the main periodical room about 70 current serials on genealogy and local history, which are shelved in pamphlet cases on the south wall; and here also is shelved our important collection on American hereditary and patriotic societies, removed from its class order in 369.1. We are gradually accumulating here a small reference library of works constantly used in the history division, though classed elsewhere.

In a conspicuous place is posted a typewritten list of the most used genealogic books, which are retained for reference and not allowed to circulate. While assistance to genealogic searchers has made by far the greatest demands on this division, the convenience of having our general history collection conveniently accessible has been appreciated by other classes of students.

<sup>a</sup> The books under 910, geography and travel, were recatalogued in 1896.

Our distance from the library catalogue in 35 is a source of inconvenience, minimized however by our house telephone and the minute classification of most of the books. The greatest trouble has been found in 973, United States history, which, till the classification is completed, is arranged on the shelves alphabetically by authors.

**Current work.** The transfer of the preparation of certificates of revolutionary service and correspondence connected therewith to the manuscript division to which they properly belong, leaves more time for other necessary work. Those living at a distance are availing themselves to a considerable extent of our offer of paid help in family research, and this branch of the work has been turned over to Mr Herbert McKnight. By him also the large accumulations of unclassified pamphlets stored in the library are being rapidly classified and made available for use, while, in the absence of pages in this department, the convenience of having two men available for reference work can hardly be overestimated.

All accessions on historical subjects, including biography and travel are now turned over to this division for classification. Periodicals are constantly examined for new publications, which are obtained if possible as gifts or recommended for buying. Since the appearance of the revised *Decimal classification* with its full treatment of United States history, the work of classifying and cataloguing this section is being rapidly pushed forward.

**Publications.** As soon as other work permits we expect to print a bulletin of genealogy, a large part of which was typewritten a year ago. In this subject the New York state library has one of the best collections in the country, so the publication will be an important addition to bibliography. A printed catalogue of our collection of American local history is also contemplated. A full bibliography of New York local history, including not only books but articles in periodicals and other publications should be issued, as it is work specially in the state library's province and would utilize bibliographic labor already performed.

The new sublibrarian, Mr Charles A. Flagg B. A. (Bowdoin) a graduate of the New York library school, has by the year's work more than justified his selection as the head of the history division.

#### CAPITOL LIBRARY

Established 14 December 1892

**Growth.** 447 books were added last year. In order to keep the collection within the limits of the shelves assigned it in the main reading room, where free access is allowed, it is necessary from time to time to transfer to the state shelves books which have proved of less interest, or in which the interest has passed. This accounts for the fact that the collection does not greatly increase, and sometimes lessens, in spite of constant additions of fresh books. As noted on p. 38, the children's books have been transferred to a separate room.

**Use.** 200 borrowers were added to the capitol library register, making a total of 1340 from the beginning, of whom 575 have drawn books this year. Of these 51 are temporary state employees, who borrow from the capitol library only. 616 volumes were lent to state library borrowers, who even when not state employees, may take one volume, not fiction, from the capitol library.

#### Use of capitol library by classes 1896-99

CLASSES	1896		1897		1898		1899	
	Circulation	Percentage	Circulation	Percentage	Circulation	Percentage	Circulation	Percentage
000 General works. . . .	109	1.5	127	1.68	109	1.42	79	.98
100 Philosophy . . . .	14	.2	10	.18	6	.08	13	.16
200 Religion . . . . .	28	.3	24	.31	22	.29	20	.25
300 Sociology . . . . .	144	2.1	97	1.24	94	1.23	98	1.21
400 Philology . . . . .	2	.2	1	.01				
500 Science . . . . .	59	.9	45	.58	32	.40	58	.72
600 Useful arts . . . . .	33	.5	37	.47	38	.49	22	.27
700 Fine arts . . . . .	91	1.3	73	.93	65	.84	66	.81
800 Literature . . . . .	5 476	80.	6 608	84.59	6 728	87.02	7 051	87.17
900 History . . . . .	894	13.	789	10.11	637	8.24	682	8.43
Total . . . . .	6 845	100	7 806	100	7 731	100	8 089	100

## WOMAN'S LIBRARY

Established 30 December 1893

This collection of writings of New York women, originally prepared by the Wednesday afternoon club of New York for the World's Columbian exposition, now numbers 2486. The following table shows approximately the relative degree of literary activity of the women represented in the various branches of knowledge.

CLASSES	Different writers in each of 10 classes	Total volumes	Percentage of volumes in each subject
000 General works .....	8	18	.58
100 Philosophy.....	26	50	2.02
200 Religion .....	139	571	23.97
300 Sociology .....	77	191	7.68
400 Philology .....	15	24	.96
500 Science .....	37	57	2.39
600 Useful arts.....	69	106	4.27
700 Fine arts.....	43	64	2.57
800 Literature.....	423	1 079	43.40
900 History .....	177	331	13.31
Total .....	.....	2 486	100
Total different writers.....	881		

As shown by the last column the largest amount of work has been done in literature, religion and history.

## LIBRARY FOR THE BLIND

Established 19 March 1896

The past year's experience leads us to believe that serious mistakes would have been made if we had not devoted ample time to a careful study of the peculiar needs of blind readers. The natural instinct of sympathy for them can be used as a personal

\*This total is not the sum of the different writers in each class as the same author has frequently written in different classes.

factor for success, but unless balanced by sober judgment will lead to adoption of plans by no means for their best interests.

We are glad to have our own judgment confirmed in a paper delivered before the American library association in 1898 (*Library journal*, 23: C93-95) by Mr Henry M. Utley, librarian of Detroit public library and ex-president of the American library association, that circulation of books for the blind is most easily and appropriately done from a state center. A state center is more desirable for the following reasons: the books are expensive; most readers are unable or unwilling to visit a library and there are few blind persons in any one community excepting large cities. We hope to secure the advantages and avoid the disadvantages of distribution from a state center. The vital problem of library work for the state is to secure the added intelligence, the technical skill and the economic gain of a large center without losing the sympathetic effort of the librarian. This must always be a large factor in bringing together book and reader, which is after all the essence of library work. To secure the nice balance of intelligence and sympathy is the chief study in developing the state library for the blind.

Our readers seem to enjoy very much the correspondence which we carry on with them in their own language by the use of the kleidograph, an ingenious special typewriter. We send out letters which they can read with their fingers and in reply they use this machine or writing tablets.

Our plan also involves securing the cooperation of libraries throughout the state or of individuals, one or more in each town, who will act as references for blind readers and visit them in their homes, explaining the plans of the library and the ease with which they may share its unusual opportunities. Since about 80% of the blind lose their sight in adult life, the first step consists in circulating alphabets and primers and persuading those who have

not learned to read type for the blind that it is worth while for them to put forth a little persistent effort. These local co-operators may also be of great service in securing gifts of money to be spent for new books. The first report of actual progress will be issued next year.

#### CHILDREN'S LIBRARY

Established 1898

The books for children have been withdrawn from the central reading room where the main collection of the capitol library is shelved, to a room set apart for children, and open at certain hours to those registered as readers. This room is supervised mainly by members of the library school who wish to specialize on work for children, under direction of Mrs S. C. Fairchild, vice-director of the school. This change was made partly in the interest of students, who were crowded in the main reading room by young readers, and partly to increase opportunity for practical training in the library school course.

#### BIBLIOGRAPHY DIVISION

The library now has special divisions of law, education, sociology, medicine, history and manuscripts, those being the subjects in which it is particularly strong. The judgment of library experts is practically uniform that each library should lay special stress on the departments in which it has already attained reputation. Since it is impossible for any library to lead in all departments, it must obviously attain its special usefulness and make its reputation in those fields where it has made the best beginning. The New York state library has always been strong in bibliography. Since the state library school was established and the entire collection gathered during 25 years by the national association of librarians was deposited here, we have steadily strengthened everything pertaining to librarianship till in many respects

our collections are unequaled elsewhere in the world. The necessities of the work and practical convenience demand that the important and growing department of bibliography should have the same recognition as other specialties, by creation of a distinct bibliography division in charge of an enthusiastic sublibrarian who will maintain and strengthen present leadership in this field. Besides the collection of books and pamphlets which other large libraries might make, we have the library museum already containing many thousand illustrative specimens, blanks and models and the largest extant collection of photographs of library interiors and exteriors. This museum must receive special attention.

The great library exhibit at the Columbian exposition was prepared by our staff and deposited permanently in this library. The exhibits for the Paris exposition of 1900 and probably for the Pan-American exposition of 1901, representing the American library association, will similarly be prepared and permanently deposited in this library. Plainly the amount of historical material thus collected by a quarter century of active effort could hardly be duplicated elsewhere even at great cost, and our collections must continue as in the past to be the most important in existence for the thorough study of library problems.

Besides the library and museum side of the work, there is another great need, not alone for the thousand and more New York libraries more or less closely affiliated to the state library, but for other libraries and literary workers in other states and countries who would highly value the privileges. To meet this we propose to have the bibliography librarian maintain card indexes, which of course may be printed as demand warrants, showing the bibliographic resources of other libraries than our own, specially the location and character of manuscript bibliographies from which information could be secured in case of need. Scattered through the world are many thousand scholars who have with great labor

compiled bibliographies of which there is only a single manuscript copy, and who would be very willing to let other scholars use the information but are unable or unwilling to bear the clerical expenses of consulting the lists, copying references and answering questions. We wish to have it widely known that our library maintains an index of such manuscript work and that every person interested is free to ask what it contains on his special subject, with the address of the person to whom he must apply for references from it and the charge if any made for such services, on the principle which has proved so practical and acceptable to students in our paid help department.

Another index of great value would be of uncompleted bibliographic work. To this index would be added as fast as information could be secured the subjects, workers and any facts as to probable time of completion, publication, etc. so that a scholar needing a new bibliography and inclined to undertake it might learn whether another was before him. Obviously there are many opportunities for great practical service by a thoroughly organized system of indexes for use of the whole library and student world. It will pay us abundantly to maintain this department for the libraries of this great state. It will cost no more to make all its resources available elsewhere under the paid help principle, and I predict that our bibliographic division will be more widely used and appreciated than any other.



## ACQUISITION

All statistics refer to bound volumes unless pamphlets are specified.

GROWTH 1894-99	TOTAL VOLUMES IN LIBRARY						VOLUMES ADDED 1899		
	30 Sep. 1894	30 Sep. 1895	30 Sep. 1896	30 Sep. 1897	30 Sep. 1898	30 Sep. 1899	Gifts, exchanges and binding	Bought	Total
General library.....	130 563	136 510	142 548	149 920	157 688	a 168 531	b 4 702	4 919	d 9 621
Law division.....	52 281	53 916	55 948	58 614	60 245	61 988	1 044	639	1 683
	182 798	190 426	198 490	207 984	217 933	220 459	5 746	5 558	11 304
Traveling libraries .....	14 121	20 665	27 027	33 439	43 525	50 968	49	7 414	7 463
	196 914	211 291	225 517	241 373	261 458	281 447	5 795	12 972	18 767
Duplicates .....	76 575	77 660	79 153	106 111	120 118	123 723	e 10 993	.....	c 10 993
Grand total .....	278 489	289 151	304 669	349 494	381 576	405 170	16 788	12 972	29 760

The library has grown from the 381,576 volumes reported last year to 405,170 volumes, of which 230,459 volumes are in the state library proper, 50,988 volumes are in traveling libraries in the home education department and 123,723 volumes are duplicates.

Aside from the home education department, duplicates and library school collection the additions of the year were 11,159 volumes. Of these only 5558 volumes were bought. 5601 volumes came in by gifts and exchange, including 2252 volumes made by binding pamphlets and 1176 by binding serials. 145 volumes were added by gift to the library school collection.

**Classified expenditures.** Table F, summary by classes, of books, serials and subject cards added, shows that aside from traveling libraries more books were added in 1899 than in any previous year. Comparison with 1898 shows increased expenditure in 1899, in each class, the amount spent for general works being almost double, for history and literature more than double, and for religion and philology almost treble that of 1898. Increased expenditure for serials is shown in each class except philology,

a Includes 167,164 in general library and 1867 in library school collection, not included in the statistics for 1894-98.

b Includes 4537 added to general library and 145 to library school collection.

c 7388 volumes were withdrawn by exchange, sale or gift, leaving a net addition of 36.5.

d Includes 9476 in general library and 145 in library school collection.

science, useful arts and literature, the largest outlays being for sociology (including law \$962.16 and education \$53.45) useful arts, general works, science and history.

**Special collections.** The following table shows the books and subject cards in subjects in which there are special demands on the state library and which should be developed as appropriations allow.

Subject numbers	Classes	Total on shelf list	Volumes added		Subject cards
			1898	1899	
010-019	<i>a</i> Bibliography .....	4 456	216	287	4 573
020-029	<i>a</i> Library economy .....	1 255	71	137	925
300-399	<i>b</i> Sociology .....	20 843	1 968	1 704	11 254
351	Civil service .....	196	9	4	143
352	<i>c</i> Local government .....	690	100	74	477
355-359, 623	Military science .....	21 030	54	27	368
360-365	Charities and corrections .....	1 148	46	48	1 013
340-349	<i>d</i> Law .....	61 928	2 231	1 683	<i>j</i> 1 264
370-379	Education .....	5 660	597	490	3 589
550-559	Geology .....	2 017	122	85	1 835
560-569	Paleontology .....	383	21	14	460
580-589	Botany .....	826	41	50	873
595.7	Entomology .....	277	16	34	319
610-619	Medicine .....	9 279	793	858	5 933
630-639	Agriculture .....	2 653	134	273	1 313
929	Genealogy .....	3 374	230	245	4 448
973	United States history .....	<i>h</i> 3 803	103	148	<i>k</i> 2 244
974-979	<i>e</i> Local history .....	4 084	127	200	<i>h</i> 2 962
974.7	New York history .....	706	33	47	972
	<b>Other special collections</b>				
	<i>f</i> Capitol library .....	2 988	159	447	.....
	Woman's library .....	<i>i</i> 2 486	.....	4	.....
	Children's library .....	350	25	182	.....
	Library for the blind .....	283	104	179	.....
	Home education .....	50 988	10 086	7 463	.....

*a* Including library school collection omitted from 1898 report.

*b* Except law and education. See also *c-d*.

*c* In general the regular municipal documents, charters and ordinances are kept in the law library.

*d* Including United States, state, municipal and foreign documents.

*e* Including New York history, 974.7.

*f* Including capitol library books in children's library.

*g* Total less than reported in 1898 due to transfers to other classes, etc.

*h* Total reported too large in 1898 through error in count.

*i* Including 28 books omitted from 1898 report.

*j* Books in the law library are not yet in card catalogue.

*k* Only additions since 1899 are catalogued.

**Orders.** 1631 orders, more than twice as many as in 1898, were sent to agents, making with 746 orders outstanding Oct. 1, 1898 a total of 2377; of these 1431 were filled and 42 canceled, leaving 904 outstanding Oct. 1, 1899. These figures do not include the much larger orders for traveling and extension libraries in the home education department, or those sent to auction agents. In addition, 542 books were bought, without orders, from the 942 volumes sent on approval by our New York agents. Of these, 385 volumes were for the state library and 157 for the home education department. There were also bought at auction 1430 volumes costing \$1560.34 against 90 volumes costing \$96.46 in 1898.

**Gifts.** At the close of the annual address before the University convocation, Tuesday evening, June 27, 1899 the Emma Willard association through its president, Mrs Russell Sage, presented to the state library a marble bust of Mrs Emma Hart Willard and a volume entitled *Emma Willard and her pupils* compiled under direction of the association in honor of this "pioneer of higher education for woman." Vice-Chancellor Doane received the gift and returned the regents' thanks in behalf of the state.

Among many other gifts were: 472 Masonic grand lodge and grand chapter proceedings from 17 states; 261 volumes and 1752 pamphlets from Dr E. N. K. Mears; 82 volumes and 408 pamphlets from the Medical society of the state of New York; from the New York state bureau of labor statistics 210 volumes and 490 pamphlets, the latter mostly Italian statistical publications which helped to complete sets; 148 volumes and 153 pamphlets from the New York statutory revision commission; a valuable set of 142 volumes of Pennsylvania geologic survey reports from Mr Charles B. Scott; 64 volumes and 81 pamphlets from the United States superintendent of documents, which helped to complete our files; and the annual gift of cases and briefs, numbering last year 7500

pamphlets from Mr Marcus T. Hun, official reporter of the New York supreme court.

The library also met with a generous response to its request for transactions of state medical societies and for the reports of grand chapters and grand encampments of Odd Fellows. The triennial list of gifts appended to the next report will show the growing disposition to give to the state library.

**Serials.** The serial check list, which includes all serials except annuals and biennials received by gift, includes 2145 serials; of these 989 are bought and 1156 are given. Of the former 71 were added during the past year. Lists of these additions and of the serials on our subscription list which have ceased publication during the year ending Sep. 30, 1899, are given in table N, p. 80. The annual record of the cost of serials in each class may be found in tables E-F, p. 69.

The serial check list is being transferred to the new form of sheets modeled after those of the Crerar library and shown below. Each sheet containing 26 lines is 20 x 25cm, the left margin being covered by a punched linen hinge 3cm wide, of which 1cm laps over on sheet. Though the new form is less compact than the old it has the great advantage of doing away with the annual rewriting and allowing free intercalation by which strict alphabetic order may be preserved. Each serial is thus entered in a convenient form on a separate sheet which serves for years. The back of the sheet furnishes a convenient record of volumes of the set in the bindery, and serves as an alphabetic index to serials in the binding book. In tracing serials this saves reference to the charging slip at the loan desk, which in the state library is at considerable distance from the serials section. The sheets are fastened in Common-sense binders.

(Front)

Flap covered by 8 cm punched linen hinge	Title											Call no.
	Issues	vol. a year	Vol. begins	Place	Publisher	Size						
	Yearly subscription		Ordered of		Remarks							
Year	Jan.	Feb.	Mar.	Ap.	May	June	July	Aug.	Sep.	Oct.	Nov.	Dec.

(Back)

Binding record									
Title									
Vol. no.	Binding no.	Sent	to	Ret'd	Vol. no.	Binding no.	Sent	to	Ret'd

**Important additions.** A list of the most important books added during the year may be found in table M, p. 77. The cataloguers collection is being materially strengthened by the addition of books recommended by 15 American librarians specially interested who were asked for suggestions on the new edition of *Selection of reference books for use of cataloguers in finding full names* first issued as bibliography bulletin 5.

May 12, 1899 the legislature appropriated \$3000 to buy the Lloyd collection of legislative photographs and books. This collection, which was placed in the state library, consists of 46 framed groups of New York legislators, etc. a volume of "Assembly photographs 1861" with autographs, one of state officers and members of the legislature in 1859 and two small autograph books of members of assembly 1874 and 1875; also copies of the *Manual, Clerk's manual, Civil list*, etc. since 1861 and *Life sketches of state officers, senators and members of assembly* 1861, '67-68, '70, '73, '76, '79.

The framed pictures are of three kinds: 1) groups of the senate and assembly in session, generally without names; 2) collection of individual photographs, with names; 3) pictures composed of individual photographs cut out and mounted as one group, generally provided with a key. This collection of 46 framed pictures contains over 5000 portraits, many members of the legislature who served more than one term being represented in different pictures. The list follows:

State officers and senate 1864-65, 1870-72

2 pictures 168 x 150 cm..... 35 photographs each

State officers and legislature 1872-78

6 pictures 125 x 115 cm..... 173 photographs each

State officers 1880-82

1 picture 31 x 40 cm..... 15 portraits

Senate 1878-98

10 pictures 75 x 100 cm..... About 50 portraits each

Assembly 1878-98

27 pictures, five of which measure 125 x 115 cm or over, the rest averaging 40 x 50 cm and 60 x 75 cm

About 150 portraits each

#### UTILIZATION

**Cataloguing.** 21,570 new cards were added to our main catalogue, 10,210 author cards, 8591 subject cards and 2769 title cards.

This record does not represent the large amount of work done in cataloguing serials or the entries for many bound pamphlets which were added to cards already made.

**Printed cards.** Probably no other question in library administration is more practically important to most libraries and pre-eminently so to a state or other central library having supervision of smaller libraries, than that of reducing cost of cataloguing and increasing utility of catalogues by means of printed cards. The expense item which causes most anxiety to library trustees and most criticism from the uninformed is almost always the cost of cataloguing. The ablest librarians of the world have been studying for 50 years the problem of securing necessary results at lower cost. There is entire agreement that a library is practically useless without good catalogues; and that whatever the cost it must be faced, so that we hear no discussion by competent judges about getting on without these indispensable keys, but merely of how to reduce their cost by cooperation and better methods. The problem grows yearly more serious with the steadily increasing number of books published and of readers not satisfied with what they may find in their own library, but insistent on knowing what can be had on the same subject elsewhere. The American library association has recognized the gravity of this problem for years and given it close attention through its strongest committees and its publishing board. A score of libraries have made more or less extended experiments, notably the Boston public, Harvard college, Columbia university, John Crerar, Princeton university and the *Publishers' weekly* office in New York where the official bibliographic records of the book trade have centered from their origin. Certain definite results have been attained. Possibly future discoveries may modify some conclusions that now seem clear; but the same possibility hangs over decisions on any subject, so we may safely accept these premises.

1 A card well printed in clear type will be used; not a duplication of manuscript or typewriting, for no duplicating process will

give as legible results as good printing. Entries on cards in trays and drawers are more trying to the eyes than in book form, and it is absolutely necessary that the highest practical legibility be secured for the general public. Another reason for printing is the greater economy with which many copies can be made for distribution.

2 These cards must be printed and distributed to subscribing public and private libraries by some central bureau. Cost of typesetting and necessary preliminaries and, more important, the heavy expense of preparing satisfactory bibliographic titles, necessitate preparing and issuing from some central point and dividing expense among the libraries benefited. Every year the public and librarians recognize more fully the almost incalculable value of brief notes added to book titles and epitomizing the most valuable information or suggestion which an expert familiar with the literature of that subject could give to one trying to choose from a great library the book then and there and to him most useful. It would be difficult to overestimate the practical value of these annotations or "evaluations", yet obviously very few libraries could find persons competent to make satisfactory notes on all subjects, or having found them, could afford to prepare and print the notes, except by dividing the cost with other libraries to which they would be exactly as useful.

If the cards must be printed and distributed from a central bureau, the only question left to the New York state library is whether it should do this work in virtue of its relation as the central library for 7,000,000 people with over 1000 libraries more or less closely connected with or tributary to it, or whether the central cataloguing bureau can be moved one step farther back and serve not only for this but for other states. On this account we have postponed for 10 years the question of printing our own cards, hoping for a solution that would relieve us of part of the labor and expense. The library committee has always recognized the importance of this question and had our other work not been so pressing we should doubtless have felt forced before this to be-



gin printing for our own use. But while we have been doing other important cooperative work, the results of which we have given freely to other libraries, they have carried on practical experiments in printing and we have hopefully watched the results. There are two solutions, either of which would be better than for us to do this work, and one of which is almost sure to be reached within two or three years.

1 Organization of the cooperative cataloguing bureau at some central point, probably in connection with the extensive allied work now carried on by the *Publishers' weekly* office in New York. This would be supported by contributions of cooperating libraries which would guaranty its expenses, and by subscriptions from smaller libraries willing to pay for their printed cards, but so situated as to be unable to assume more direct responsibility.

2 Vastly better than this, and the solution to which I have looked for more than 20 years, is that these cards shall be printed by the national library in Washington as part of its proper functions as the library center for the whole nation. It receives all books copyrighted in this country, besides buying foreign books heavily and receiving more in exchange than any other American library. It therefore would be the best center for material to be catalogued. Under its new administration it certainly will soon have unexcelled facilities in its bibliographic apparatus, and in its staff for cataloguing, classifying and annotating.

The national library would thus in cataloguing its own books, printing the titles as it would have to do in any case, add the trifling cost of printing extra cards when the type was on the press, and of distributing to libraries according to their needs. No other equal expenditure could possibly accomplish so much as this for libraries, and it certainly would be a very insignificant minority that would criticize the plan either in theory or practice. Now that the educational world has formally recognized that the public library is as much a part of the educational system as the public school, no one could criticize using the United States mails for

distributing cards to such libraries as maintain standards entitling them to recognition as distinctly educational institutions. Washington is a particularly favorable center because of the great number of government departments, universities and other institutions which would be available for assistance, specially in preparing notes on books on a great variety of subjects.

Whether the mechanical process adopted shall prove to be linotype slugs or electric shells or ordinary stereo plates or papier maché matrices is merely a question mechanical and financial, to be settled by those in charge. The essential is that cataloguing, annotating and printing standard cards (7.5 x 12.5 cm now almost universally adopted for bibliographic work) be done for American libraries either at the Library of congress or at a central bureau, preferably in New York. In my judgment we should devote our own efforts to reaching at as early a day as possible one of these two solutions, of which the national library plan is incomparably the better.

Some will heartily approve utilizing the national library cataloguing and printing, but object to public distribution and urge that the cards should be bought by some business house or bureau organized for the purpose and distributed independently of the national library. This means maintaining a double staff, a double stock of cards (for the national library must have its own reserve for its own uses) and in many ways an extra expense with no gain except gratifying the theory of those who think such distribution not a proper function of the national library. If the narrow view is to prevail that the Library of congress is not a national library, but merely for the use of senators and representatives in congress, then this argument holds. That idea was however repudiated by erecting the finest library building in the world at considerable distance from the capitol, making a great object lesson to every visitor that it is in fact a library for the nation and not for congress alone. No one will question that this work can be done more conveniently and more cheaply there than by duplicating

facilities elsewhere, and I feel sure that in the end this opinion will prevail even if some other arrangement is forced on us as a makeshift. Use of printed cards for catalogues is just as inevitable as the general use of typewriters and electric light. We certainly should not be discouraged because objections made to other labor saving inventions are urged against this greater one, a printed catalogue card for general use. If one in five of the 5000 public libraries of the country should buy an important new book, it would mean that the heavy expense of cataloguing, and of printing or copying the cards and making notes must be incurred 1000 times over, or else that some of these libraries should lack this invaluable aid. Hardly anything in modern life will appeal more strongly to a practical business man than the increased economy and efficiency and therefore the practical necessity of doing away with present duplication of labor and having cataloguing, printing and annotating done once for all in one place for all libraries for these books, every copy of which is an exact duplicate of every other.

**Indexes.** The 23 indexes to University publications made since our last report represent much time and careful work. The amount of indexing was somewhat increased by the reorganization of University departments. The necessity of thorough indexes is evident in such works as the valuable series of bulletins on professional education now being published by the college department, as without such indexes the material in the bulletins would be almost unavailable to readers. As usual we have responded to several calls for help in indexing from other state departments.

*Publications indexed.* Regents minutes.

Regents bulletins: 45, 36th University convocation, 1898; 47, Association of colleges and preparatory schools, 12th annual convention.

College department bulletins: 1, Report of director, 1898; 2, Business syllabus.

High school department bulletins: 1, Report of director, 1898.

Home education department: 5th annual report, 1897. Bulletins: 27, Public libraries division, report, 1898; 28, Extension teaching division, report, 1898; 30, Summer schools division, report, 1899.

State library: 81st annual report, 1898. Bulletins: Legislation 10, summary and index of legislation by states, 1898; Library school 3, report, 1898; History 2, Colonial records: general entries, v. 1; History 3, Annotated list of manuscripts.

State museum: 51st annual report, 1897. Bulletins: State botanist, report, 1897; State entomologist, 13th report; 23, State entomologist, 14th report; 24, Memorial of life and entomologic work of J. A. Lintner; 26, Collection and preservation of New York insects; 27, Shade tree pests; 28, Plants of North Elba.

Indexes to the entomologist's 13th report and to bulletins 23, 24, 26 and 27 were mainly prepared by E. P. Felt.

**Classification.** On completion of the minute classification needed for United States history, final arrangement of this large collection was begun by the history sublibrarian, who now classifies under revision all books in 900. Tentative classification of current pamphlets has been brought to date by the history assistant and many old pamphlets have also been sorted and classified. Our large annual additions keep our classifier busy the entire year on current work and only by extra help can we make much progress on arrears.

**Reference.** 47,745 volumes are entirely open to the public. Many of these books are used and returned to shelves by readers unrecorded; and many while off the shelves but once are used by several readers as in the medical library and on special reserve shelves in the main reading room. Carefully estimated reference use for 1899 was 201,013 volumes against 175,000 in 1898 and 150,000 in 1897.

Mounted bibliographic clippings and manuscript subject bibliographies in binders, the new card shelf list of reference books and the card index of subject bibliographies in library bulletins to date are now kept at the sublibrarian's desk. A bulletin showing additions of general interest is posted fortnightly near the loan desk. This list is made up weekly and is printed by several local newspapers. Special lists on Imperialism, Theodore Roosevelt and Christmas have also been posted during the year.

The custom of reserving books for Normal college classes and others gives students an appreciated opportunity to select their books from open shelves and economizes time of library attendants.

**Noise in reading rooms.** The faulty construction of the capitol for library use renders the absolute quiet desirable for reading impossible. We are, however, gaining experience and that will be useful in planning a new building. The main entrance and elevator opening into the reading room, use of the room as a thoroughfare, its tile floors, with the card catalogue, loan desk, bulletin boards, bells, telephones and speaking tubes, clerks not needed to serve readers and routine library work are all disturbing elements. But the year shows some progress in making the best of bad conditions. As predicted in the last report, establishing the children's library has lessened noise and added to comfort in the main reading room while providing at the same time better books and service for the children. Operation of the staircase elevator has enabled us to reserve the inside elevator for administrative use, thus lessening both noise and delay in getting books for readers.

**Evening use.** During the eight months when the library was open 165 evenings there were 9888 readers between 6 and 10 p. m. who called for 45,042 volumes, besides using many thousand books from the reference shelves of which no record is kept. This is an increase of 2227 readers and 24,974 volumes over last year, a much larger increase than in former years.

**Summary of evening use 1 Oct. 1898 — 30 Sep. 1899**

Not including a large evening use by members of the various University departments and library school students in rooms not open to the general public.

	Total	Average	Maximum	Minimum
Readers .....	9 888	60	105	20
Volumes .....	45 042	273	581	50

The library is open each week day from 8 a. m. to 10 p. m. except on Saturdays, legal holidays and generally from July 1 to September 30, when it closes at 6 p. m. This year it was necessary to close the library at 6 p. m. beginning June 1 instead of July 1, for reasons given in the following extract from the regents' minutes of June 26, 1899:

The director reported that the work of the state library had materially increased during the past year, but that the appropriation was, through a misunderstanding of the finance committee, \$2100 less than last year. Pending instructions from the regents he had reduced the hours of opening from the usual 14 to the 8 required by law, as it was impossible to keep the library open evenings and holidays without exceeding available funds.

*Voted*, That the matter of adjusting hours and work of the state library to its reduced appropriation be referred to the library committee with power to act so far as available appropriations allow.

It is earnestly hoped that the next legislature will make some provision for the much desired electric elevator, which would render us independent of the elevator pumps and allow us to open the library Saturdays till 10 p. m. to the great accommodation of its patrons.

**Loan.** As shown by tables G-H, p. 73, the total books lent were 627 more than last year. This more than makes up the decrease of 328 in loans for 1898 as compared with 1897. Of the 14,508 loans during the year 13% were books classed in sociology, 31% in literature and 25% in history. 1227 borrowers have drawn books, including 51 who borrow only from the capitol library. The following card is sent with an application blank (see report for 1898, p. 59-60) when a new applicant requests borrowers privileges.

Books from the state library are lent only to registered borrowers having special claim on its resources in accordance with the inclosed

rules. If you will therefore return the inclosed card giving the information asked under each head it will be submitted for action and notice of the result sent you.

If a regent or state officer is not accessible the application should be signed by the local librarian or school principal.

**Loans to institutions and special investigators.** In 1891 only 31 institutions borrowed from the state library; in 1899, as shown by the following table, 220 institutions and individual borrowers outside Albany borrowed 1401 volumes. Besides this, the number of institutions borrowing from the home education department increased from 8 in 1891, when books were first sent to extension centers, to 620 in 1899, making a total of 840, which includes individual borrowers outside Albany, institutions, study clubs and groups of taxpayers borrowing from the state library and home education department. This is an increase of 139 over last year.

**Loans outside Albany 1 Oct. 1898 – 30 Sep. 1899**

	1897		1898		1899	
	Borrowers	Loans	Borrowers	Loans	Borrowers	Loans
<b>State library</b>						
<i>New York</i>						
Libraries.....	90	107	28	146	27	178
Universities and colleges.....	4	29	5	37	7	65
High schools and academies.....	31	168	37	199	37	187
Other institutions (including study clubs)...	22	77	48	205	46	238
	77	381	118	587	117	668
Individual borrowers (outside Albany).....	49	372	53	491	94	748
	119	753	165	1 078	211	1 376
<i>Other states</i>						
Institutions and individuals.....	8	16	5	9	9	25
1 Total loans from state library.....	122	769	170	1 087	220	1 401
<b>Home education department</b>						
Books from traveling libraries.....	120	14 256	117	14 017	131	14 487
Books from extension libraries.....	175	11 089	231	18 763	299	18 747
Wall pictures.....	.....	.....	35	217	64	538
Photographs.....	5	745	20	2 117	40	3 876
Lanterns.....	5	5	14	14	18	18
Slides.....	28	3 688	64	6 598	78	8 880
Total loans from home education dep't..	233	29 796	531	41 721	630	46 516
Grand total.....	455	30 465	701	42 808	840	47 917

1 Not including loans to individuals in Albany.

## PRESERVATION

**Binding.** In new work our bindery turned out 1289 volumes in half morocco, 169 half duck, 366 cloth, 135 American Russia, or a total of 1959 volumes, which would have cost us at lowest contract prices \$2022.75. Besides this, other work done in the bindery brought the total product up to \$2726.12. Allowing 10% for depreciation of machinery, we have a loss of \$279.17 for the year. The total gain to Sep. 30, 1898 was \$163.83, deducting the gain for previous years from the loss for this year we have a loss of \$115.34 since the bindery was started. These figures of loss or gain for each year are based on the following annual inventory and statement filed with the treasurer of the University.

**Bindery expenses and returns 1 Oct. 1898 — 30 Sep. 1899**

Cost	
Stock carried over .....	\$497 87
Stock bought .....	570 42
Total cost of stock .....	\$1 068 29
Less stock on hand .....	523 71
Net cost of stock .....	\$544 58
Wages .....	2 395 84
Repairs .....	18 40
10% of net value of plant for wear and interest .....	46 47
Total cost .....	\$3 005 29
Returns	
New work .....	\$2 022 75
Extra work .....	703 37
Total .....	\$2 726 12
Loss for year ending Sep. 30, 1899 .....	\$279 17
Net gain to Sep. 30, 1898 .....	163 83
Net loss to Sep. 30, 1899 .....	\$115 34
Net value of plant Oct. 1, 1898 .....	\$463 77
Additions during 1899 .....	1 00
	\$464 77
Less 10% charged off .....	46 47
Net value of plant Sep. 30, 1899 .....	\$418 30



Detailed statistics of work done in our own bindery are given in tables B and I, p. 66 and 74. Besides this work the special gilder and letterer gilded 24,225 call numbers, 11,274 extra lines and 7407 volume numbers (added to miscellaneous sets, etc. as noted below) at a cost of \$1063.33. This gilder is paid by the piece: (i. e. adding N. Y. state library, changes in lettering, etc. 2 cents; volume numbers, 1½ cents)

**Summary of cost of binding 1 Oct. 1897 — 30 Sep. 1899**

YEARS	Salaries	Stock	Repairs	Gilding	Outside binding	Total	GENERAL	MEDICAL
1898.....	\$2 626 50	\$598 09	\$5 85	\$1 079 38	\$1 909 92	\$6 219 74	\$6 084 10	\$195 64
1899.....	2 395 84	570 42	18 40	1 068 33	1 737 60	5 785 59	5 688 38	108 26

**Shelf department.** There were 8971 volumes shelf listed besides correcting errors in old class numbers, brought to light by the annual inventory. Duplicate card shelflists for the capitol, children's, museum and woman's libraries were reported in 1898. Similar duplicate lists have now been made for the remaining special collections designated by a letter before the call number; i. e.

A archives	H history
B blind	R reference
C cataloguers	V valuable, including
E examination	prohibited

The subjects 200-242, 327 and 880-899 were transferred from large sheets to permanent 10 x 25cm shelf sheets and many overcrowded shelf sheets were rewritten.

**Shelves.** Call numbers were gilded on all books in classes 050-052, 100, 400, 700 also on directories and woman's library books. Volume numbers were also gilded on many miscellaneous sets for which the volume number was not originally indicated or which had volume numbers on back differing from those on book plates.

Call numbers are not yet gilded on books in classes 030-040, 053-090, 200, 327, 341.2, 341.6, 342.732, 343-349, 366, 600 (except 610-610.6, 611-619) 973, 975-979 and law library.

New location sheets necessitated by the complete rearrangement reported last year were hung in the principal rooms and the tentative arrangement of the roll and flat maps completed. Wooden dummies have been inserted in place of sets shelved out of regular order and where needed to guide to the next subdivision or class.

#### BUILDING

**Needs.** Needs noted in the last report under "Ventilation and ceilings" are still urgent. Electric lights should be provided in the upper rooms of the law library; north stack; room 45N<sup>3</sup>; upper east and west galleries of the main reading room; west gallery 44<sup>3</sup>; room 65; toilet rooms in 32A and 34A and small room off north gallery 35<sup>3</sup>.

Electric pumps to supply the library and western staircase elevators evenings and holidays when the steam pumps are not running, should also be supplied as recommended in previous reports.

To provide in part for current additions we should, so far as practicable, shelve all available wall space, widen gallery 45S<sup>3</sup> and shelve the room thus formed, similar to 45N<sup>3</sup>, to relieve the present overcrowding in class 600, useful arts. The new card catalogue case for room 35, plans for which were drawn in 1896, should be no longer postponed. The drawers in the present case, within moderately convenient reach, have already been utilized and there is no room to spread cards for easier consultation, to insert needed guides, cards for home education and thousands of printed cards which still wait permanent arrangement.

A large consolidated general letter file is also seriously needed. At present for lack of it each library department has separate current files with old correspondence in various alphabets very difficult to consult. Our rapid growth thus forces reorganization and enlarged or improved appliances if we are to accomplish

the maximum for the state with the staff at our disposal. Labor-saving devices and methods are much more economical than an enlarged staff otherwise necessary. Had our appropriations not been so closely limited many additions which would save money in the end would have been made before this.

**New library building.** The pressing need of a library building was pointed out in state library reports 1897, p. 9-13 and 1898, p. 13-14 and grows each year more urgent. Unless met, it will involve the state in very serious loss, as the daily cost of administration grows larger in proportion as needed space is curtailed by our rapid growth which now requires nearly a linear mile of new shelving for the additions of each year. For convenient reference, action in the matter is briefly recorded here.

Feb. 22, 1898 assembly bill no. 1005 entitled an *Act authorizing the acquiring of a site for the state library building* was read once and referred to the committee on ways and means. This differs from that introduced in 1899 (see below) only in designating the superintendent of public works, the capitol commissioner and the superintendent of public buildings as a board for acquiring the land, etc.

On Dec. 18, 1898 the regents minutes show this action :

Regent Sexton reported that the committee met December 15, and discussed the necessities for a new building to provide for the rapidly growing mass of books boxed up for lack of shelf room. On its recommendation

*Voted*, That a committee of three be appointed by the chancellor to confer with the governor elect on the educational interests intrusted to the regents.

The vice-chancellor, Regents Warren and Lord were so appointed.

Jan. 24, 1899 Mr McEwen introduced his bill a second time as follows and it was read once and referred to the committee on ways and means.

**AN ACT Authorizing the acquiring of a site for a state library building.**

§ 1 Whenever proper evidence shall be furnished and deposited with the commissioners of the land office of this state that the common council of the city of Albany has closed and discontinued that part of Congress street lying between Capitol place on the east and Swan street on the west, which the said common council are hereby authorized to do, and which being done by the said common council, the street so closed shall become the property of the state and be included in and form a part of the lands hereinafter provided to be taken as site for a state library building; the trustees of public buildings are hereby constituted a board for the purpose of acquiring the lands and tenements in the block in the city of Albany bounded as follows: On the east by Capitol place, on the south by State street, on the west by Swan street and on the north by Washington avenue, as a site for such library building.

§ 2 Whenever that portion of Congress street described in the preceding section shall become closed and become the property of the state, the said board are hereby authorized to take possession of said lands and tenements, and, if they can not agree with the owner or owners for the purchase thereof, they shall take such legal proceedings as the statutes of the state provide for the acquisition of private property for public uses, which land is hereby appropriated for the purpose of such site, and declared to be taken for public use. The said trustees of public buildings, shall serve as members of said board without compensation, but their disbursements and expenses to be audited by the comptroller, shall be allowed and paid.

§ 3 The sum of \$400,000, or so much thereof, as may be necessary, is hereby appropriated for the purposes of this act.

§ 4 This act shall take effect immediately.

On Washington's birthday, 1899, a year from the day when the bill was first introduced, the following report was made:

Pursuant to the direction embodied in the resolution adopted by your honorable body [Assembly] on the 6th day of February, 1899, viz:

*Resolved*, That the superintendent of public buildings be and he is hereby directed to ascertain and report to this house, with all convenient speed, as to the adequacy of that portion of the state capitol assigned to the use and occupancy of the state library, for its present needs and its probably future requirements.

I have ascertained and hereby respectfully report the following facts.

That the portion of the state capitol used and occupied by the state library comprises 64,553 square feet of floor surface, in ad-

dition to considerable space in the capitol corridors adjacent to said library used and occupied for the exhibition of Indian relics, hydraulic and electrical machinery, photographs of school buildings, etc.

From the fact that of the abovementioned 64,553 square feet of floor surface, 4000<sup>a</sup> square feet is devoted to the storage of books, in cases, it is self-evident that there is not sufficient shelf room for said books, and as I am informed and believe that these books are accumulating rapidly, it is fair to assume that some arrangements for their accommodation will have to be made in the very near future.

It should be borne in mind that if the location of the state library is changed from its present quarters, all the metal shelving, book cases, elaborate carving, and special appliances, extending, as they do, through two or more stories, with numerous galleries, must be removed and the regular floor levels of the building carried through the space they now occupy, to adapt those quarters to other purposes; and that but an inconsiderable proportion of such fixtures and appurtenances could be utilized elsewhere.

Respectfully submitted

H. H. BENDER

*Sup't public buildings*

**Improvements made.** As noted on p. 53, running the west staircase elevator throughout the day has added greatly to efficiency of library service and lessened noise in the main reading room. Better radiators replace the old in room 31. In the main reading room the ledge of the case in the south end was widened to save wear of book bindings as well as to facilitate consultation of cyclopedias and other large reference books; the tops of the reading tables were refinished; an oak case was made to hold the general indexes to periodicals, to save wear and render them more accessible; a new bookcase was also placed behind the sublibrarian's desk for his working collection, the top of the case to be used for consulting reference books. A vise and stand for holding oversize books was also provided for the gilder.

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<sup>a</sup>This refers to the books boxed up in cases in the basement and it fails to mention those stored over the assembly chamber and in other parts of the attic story. Altogether there are now more than 150,000 volumes nailed up and inaccessible for lack of shelf room.

**Fireproof safe.** The capitol walls are so massive that we have no fear of fire except as it might burn out individual rooms finished in wood. Hundreds of thousands of feet of oak have been used in shelving and interior finish, and in spite of careful installation of electric wires, we can not avoid the fear that some day this woodwork in some room will be accidentally set on fire and priceless material destroyed. The scientific explanation of how the fire occurred may be perfect, but the fact that rats or mice gnawed off insulation or that workmen accidentally broke it with their saws (as has happened a score of times in the past dozen years) might tell how it happened, but would not replace our lost treasures. Till we have a fireproof building, free from this danger, we must take the chances with ordinary books; but we have various treasures so costly that their destruction would cause serious criticism of the regents as trustees for not insisting on better protection than is now available, e. g. an autograph collector recently declared that our autographs of the signers of the declaration of independence were worth \$20,000. In our manuscript room are collections which have cost the state vast sums and which money could not replace, yet there is no place to keep them except a room honeycombed with oak and interlaced with electric wires.

There are two solutions for adequate protection till the new building is ready: we may buy a large iron safe for the smallest and most costly collections; or better, take some small room, possibly in the basement if dampness can be thoroughly protected against (as it could be by making double walls with ventilation) and make a room strictly fireproof, without electric wires and large enough to hold all the rarities. A basement room would practically shut them off from public inspection, though they could be reached for occasional use. In the northwest pavilion it would be possible to make at comparatively small cost a fireproof room with ample daylight, open to visitors and yet safe from fire. From year to year other pressing needs have led us to defer this request, but we ought not to go longer without a large fireproof safe or fire-

proof room. For lack of it we are liable to lose valuable gifts that would be put in our custody except for fear of fire.

**Care of rooms.** During Gov. Flower's administration attention was called to the frequent losses in the state library and the subject was carefully considered by the superintendent of public buildings, representatives of the regents and the governor. It was found that the peculiar character of a great library was recognized the world over in unusual safeguards. In colleges and universities, where many janitors and cleaners have access to all ordinary rooms, it is customary to set apart the library as distinct, with locks to which there are few keys and none in the hands of the ordinary janitorial force. In other words, the library in its nature is a great safe for storing many things of large pecuniary value, which could be easily removed if the rooms were treated like other parts of the buildings. The superintendent declared it impossible for him or any one in his position with a great force constantly changing, many of the men coming from a distance and little known, to afford proper protection to the great collections of the library. Examination of cost by both systems made it clear that it would be economy to separate the library from the rest of the building and put its janitors under direct charge of the regents, who were responsible, as trustees, for safety of its property. As the rooms were so connected that it was impracticable to lock off the regents office, and as the regents examinations themselves required extreme vigilance, these were included with those transferred from the superintendent.

Experience has confirmed the wisdom of the action. At less cost we have secured better results and there has been marked improvement since access to the library has been so closely limited. The old locks were removed and at present there are only four keys, one for the head janitor, one for the night watchman, one carefully locked in the building for emergencies and one held by the director. Not even the senior librarians have a key to the rooms as either the janitor, night watchman or one of the staff is

on duty and responsible for every person who passes the doors at any hour. Without this absolute control of the rooms, it would be simply impossible to afford proper protection to the many costly books in our great collection. Under the old system, losses were not due to lack of interest on the part of persons who had keys, but to lack of appreciation of the dangers. Some visitor to gratify a laudable curiosity would ask to have the doors unlocked and to be admitted for a few minutes to see the library. Both visitor and janitor were perfectly trustworthy, but through the door thus opened sneak thieves, who have caused so much trouble in this building, would slip in and secreting themselves in alcoves or small rooms would have opportunity for petty thefts. Fortunately we had no very large losses, but the new system relieves most of this difficulty.

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As we review the year we find that we are sharing the experience of all active great libraries. Each year we feel the pressure both for more room, a larger staff to meet the reasonable demands made on us, and for more books, because more books are printed than ever before and people insist as never before on having what they wish and need and will not be put off with some substitute printed perhaps years before the book they really want to see. Experience has proved that it pays to assist readers in a way not thought of a generation ago and the patrons of the state library naturally demand such assistance. All this adds to necessary expenses; but, on the other hand, the extent and spirit of the service given calls out warm public appreciation of the large practical returns from taxpayers' money wisely and economically expended on what is becoming more truly each year the real people's university.

Respectfully submitted

MELVIL DEWEY

*Director*



**Appendix I**

**TABLES**

**HOME EDUCATION STATISTICS ARE NOT INCLUDED IN THESE  
TABLES UNLESS SPECIFIED, BUT ARE IN THE SEPARATE  
REPORT OF THE HOME EDUCATION DEPARTMENT**

## MONTHLY STATISTICS OF BOOK AND PAMPHLET ADDI-

A Additions	TOTAL	1896		
	1899	Oct.	Nov.	Dec.
<i>Books</i>				
except duplicates and traveling libraries				
Bought from regular agents .....	2 827	216	178	317
Bought from auctions .....	1 430	68	20	110
Bought from other sources .....	1 301	68	65	400
Total volumes bought .....	5 558	342	263	827
By exchange .....	90	6		
By binding pamphlets .....	2 252	347	163	124
By binding serials .....	1 176	56	104	74
Given .....	2 083	151	174	151
Total volumes not bought .....	5 601	560	441	349
Total volumes added .....	11 159	902	704	1 176
Total volumes in library .....	229 092	218 885	219 589	220 715
<i>Pamphlets</i>				
Pamphlets bought .....				
Pamphlets given .....	23 847	914	1 788	2 313
Pamphlets by exchange .....				
a Total pamphlets received .....	23 847	914	1 788	2 313
<i>B Bindery</i>				
Volumes bound .....	1 959	180	171	91
Value of new binding .....	\$2 022 75	\$156 15	\$161 70	\$101 10
Value of other work .....	703 37	50 47	54 02	50 96
Value of repairing mss. ....				
b Total value of work done in state library bindery .....	\$2 726 12	\$206 62	\$215 72	\$152 06
<i>C Cards added to catalogue</i>				
Author .....	10 210	539	1 318	755
Title .....	2 769	90	284	129
Subject .....	8 591	455	1 057	637
Total .....	21 570	1 084	2 659	1 511

a Not including University publications.

b Gilding of call numbers is not included.

## TIONS, BINDERY AND CARDS 1 OCT. 1898-30 SEP. 1899

1899

Jan.	Feb.	Mar.	Ap.	May	June	July	Aug.	Sep.
139	339	428	206	227	179	326	122	150
35	95	188	550	102	265	2	.....	.....
129	91	25	53	161	81	66	189	23
303	525	641	809	490	525	394	261	178
5	15	4	2	1	4	53	.....	.....
237	232	133	207	162	169	288	72	118
80	104	97	150	232	91	127	8	56
197	204	150	248	164	247	188	102	112
519	555	384	607	559	511	651	177	238
322	1 080	1 025	1 416	1 049	1 036	1 045	438	466
221 587	223 617	228 642	225 058	226 107	227 148	228 188	228 626	229 092

.....	.....	.....	.....	.....	.....	.....	.....	.....
2 114	1 256	2 537	835	2 687	2 104	1 432	717	5 150
.....	.....	.....	.....	.....	.....	.....	.....	.....
2 114	1 256	2 537	835	2 687	2 104	1 432	717	5 150

185	172	181	185	193	185	194	.....	232
\$195 45	\$184 90	\$193 10	\$227 05	\$182 95	\$208 60	\$203 05	.....	\$213 70
49 96	67 86	74 56	55 06	72 88	71 28	89 89	.....	66 93
.....	.....	.....	.....	.....	.....	.....	.....	.....
\$345 41	\$252 76	\$267 66	\$232 11	\$255 33	\$274 38	\$292 94	.....	\$280 63

978	669	789	1 211	1 359	1 715	426	72	379
382	175	192	451	805	499	176	9	77
869	640	648	906	1 150	1 523	851	80	335
2 229	1 434	1 629	2 568	2 314	3 737	953	111	791

## D DUPLICATES ADDED; BY CLASSES 1 OCT. 1893-30 SEP. 1899

This table does not include bound duplicates (estimated at 70,000) and unbound duplicates (estimated at 30,000) still inaccessible for want of shelving.

	1899									
	ADDED 1894-99 bound and unbound					BOUND				
	1894	1895	1896	1897	1898	1899	Added	With- drawn by exchange, sale or gift	Total in stock 30 Sep. 1899	Total bound and un- bound in stock 30 Sep. 1899
000 General works.....	386	346	935	1 796	698	2 258	90	1	885	7 535
100 Philosophy.....	42	71	90	56	87	318	90	.....	281	8 798
200 Religion.....	150	179	552	319	498	1 468	14	13	443	8 996
300 Sociology.....	898	1 900	6 304	9 534	2 072	10 956	471	9	4	34 694
400 Philology.....	21	47	80	17	20	28	17	.....	127	38 755
500 Science.....	175	275	584	184	185	818	154	.....	1 169	97 324
600 Useful arts.....	704	844	2 497	1 809	1 038	1 811	406	6	1 879	2 174
700 Fine arts.....	82	63	161	196	285	147	13	.....	2 880	8 553
800 Literature.....	26	39	81	47	19	24	21	15	65	10 753
900 History.....	181	241	800	181	247	761	240	70	288	18 990
Total miscellaneous duplicates.....	2 535	4 004	11 454	18 539	5 074	18 064	1 532	.....	1 498	79 807
Legislative documents and laws.....	7 010	1 386	4 908	6 123	7 195	8 722	8 722	131	11 741	1 679
Court reports.....	485	439	700	611	528	883	883	2 958	24 785	63 498
a State department publications.....	108 550	170 060	81 100	126 450	152 852	163 029	500	888	.....	94 785
b Univ. publications.....	.....	.....	.....	.....	.....	.....	4 416	400	100	.....
Total 1899.....	.....	.....	.....	.....	.....	.....	10 998	7 886	58 728	176 155
	.....	.....	.....	.....	.....	.....	.....	.....	137 492	288 530
	.....	.....	.....	.....	.....	.....	.....	.....	176 027	309 243

a Received on requisition of the regents under *Laws of 1896, ch. 859.*

b Excluding circulars, blanks and examination papers not in book form.

# **BOOKS, SERIALS AND SUBJECT CARDS IN EACH OF THE 100 SUBJECT DIVISIONS 1 OCT. 1898-30 SEP. 1899**

This table shows additions made to books and catalogues in each subject and will serve for comparison from year to year.

Subject number	Divisions of classification	a Volumes			Serials	Subject cards	
		Total on shelf list 30 Sep. 1899	Added	b Cost	Cost	Total 30 Sep. 1899	Added
000	General works						
010	Bibliography.....	3 695	217	\$274 77	\$95 28	4 573	322
020	Library economy....	704	65	11 04	28 73	925	93
030	Cyclopedias.....	£62	41	68 68	5 ..	55	3
040	Collections.....	8	...	.....	.....	5	2
050	Periodicals.....	9 000	595	232 98	255 29	490	25
060	Societies.....	1 281	42	14 84	1 88	70	8
070	Newspapers.....	1 272	142	25 10	120 95	151	26
080	Polygraphy.....	2 848	5	84	.....	29	4
090	Book rarities.....	91	10	32 80	2 62	275	16
	000 Total.....	19 761	1 117	\$660 05	\$504 75	6 573	499
100	Philosophy.....	198	8	\$2 94	\$12 70	105	3
110	Metaphysics.....	42	1	3 ..	.....	49	5
120	Special met. topics ..	50	2	1 84	.....	72	8
130	Mind and body.....	544	20	9 24	12 75	541	40
140	Systems.....	8	.....	.....	.....	24	1
150	Psychology.....	235	22	14 80	11 40	275	29
160	Logic.....	47	1	83	.....	63	4
170	Ethics.....	744	43	28 62	6 80	1 230	187
180	Ancient philosophy..	79	4	4 51	.....	68	6
190	Modern philosophy..	207	4	99	.....	105	8
	100 Total.....	2 154	105	\$66 77	\$43 65	2 532	291
200	Religion.....	3 306	124	\$54 16	\$41 70	927	70
210	Natural theology...	302	11	8 10	90	302	19
220	Bible.....	1 264	33	40 95	4 40	1 343	48
230	Doctrinal.....	988	31	172 45	.....	1 632	139
240	Devotional.....	1 270	12	4 45	.....	1 661	75
250	Parochial.....	1 124	35	22 12	.....	679	29
260	Institutions.....	1 788	58	10 84	2 35	1 589	204
270	Religious history...	807	42	46 80	.....	900	48
280	Churches.....	2 542	128	80 97	8 64	2 902	350
290	Non-Christian.....	436	43	74 66	1 35	543	54
	200 Total.....	13 777	517	\$510 50	\$359 34	12 478	1 036
300	Sociology.....	980	32	\$91 29	\$68 62	460	22
310	Statistics.....	1 184	86	9 64	10 61	532	11
320	Political science....	5 738	471	154 41	126 08	1 887	88
330	Political economy...	4 437	266	120 09	97 91	3 116	321
340	Law.....	12 801	1 241	2 335 13	962 16	1 264	86
350	Administration.....	3 930	298	55 58	18 20	1 595	104
360	Associations.....	2 515	325	154 68	16 06	1 752	244
370	Education.....	5 660	490	193 20	53 45	3 589	365
380	Commerce.....	1 437	145	29 84	16 20	1 175	203
390	Customs, etc.....	572	36	46 40	8 58	787	57
	300 Total.....	39 304	3 435	\$3 190 26	\$1 377 82	16 107	1 501

a Not including volumes in the law library before Sep. 18, 1899, or the traveling libraries.

b Computed from the accession book which does not always give cost of serials and cost of sets issued in parts.

**BOOKS, SERIALS AND SUBJECT CARDS IN EACH OF THE 100 SUBJECT DIVISIONS 1 OCT. 1898-30 SEP. 1899 (continued)**

Subject number	Division of classification	a Volumes			Serials	Subject cards	
		Total on shelf list 30 Sep. 1899	Added	b Cost	Cost	Total 30 Sep. 1899	Added
400	Philology .....	187	10	.....	\$11 65	102	3
410	Comparative .....	89	1	.....	.....	176	3
420	English .....	1 063	23	\$14 97	.....	1 147	55
430	German .....	249	17	4 80	5 40	244	17
440	French .....	273	7	.....	.....	247	14
450	Italian .....	89	12	82 82	.....	88	2
460	Spanish.....	42	8	12 40	.....	45	5
470	Latin .....	290	19	88	.....	275	19
480	Greek .....	161	8	3 10	3 45	184	7
490	Minor languages.....	569	12	18 98	18 80	628	20
	<b>400 Total.....</b>	<b>2 961</b>	<b>112</b>	<b>\$137 45</b>	<b>\$33 80</b>	<b>3 081</b>	<b>145</b>
500	Natural science.....	3 633	161	\$118 23	\$49 93	709	21
510	Mathematics .....	1 069	23	.....	4 50	913	149
520	Astronomy .....	1 161	25	14 17	6 63	1 288	69
530	Physics .....	507	23	16 42	2 ..	655	28
540	Chemistry .....	741	115	233 80	12 94	535	41
550	Geology .....	2 017	85	12 68	27 45	1 835	72
560	Paleontology .....	333	14	36 ..	5 88	460	11
570	Biology .....	645	44	51 21	39 15	613	27
580	Botany .....	826	50	85 77	11 40	873	34
590	Zoology.....	1 919	189	363 21	175 54	2 459	119
	<b>500 Total.....</b>	<b>12 850</b>	<b>727</b>	<b>\$916 49</b>	<b>\$335 42</b>	<b>10 340</b>	<b>571</b>
600	Useful arts.. . . .	5 967	62	\$18 98	\$7 88	393	57
610	Medicine .....	9 279	858	269 95	722 22	5 933	313
620	Engineering .....	2 386	190	229 60	41 10	1 235	128
630	Agriculture .....	2 953	273	116 99	8 45	1 313	76
640	Domestic economy...	221	46	49 22	.....	266	33
650	Communication .....	895	54	25 50	11 ..	757	90
660	Chemical technology.	358	29	102 09	12 80	361	24
670	Manufactures .....	252	24	7 40	5 ..	163	21
680	Mechanical trades...	50	7	18 20	.....	77	15
690	Building .....	117	12	21 35	.....	133	12
	<b>600 Total.....</b>	<b>22 478</b>	<b>1 555</b>	<b>\$859 28</b>	<b>\$808 45</b>	<b>10 631</b>	<b>769</b>
700	Fine arts.....	520	40	\$72 08	\$17 70	382	40
710	Landscape gardening	202	7	7 99	2 60	283	21
720	Architecture .....	774	99	310 12	40 45	594	80
730	Sculpture .....	284	18	56 69	.....	424	23
740	Drawing .....	244	39	82 89	3 60	233	35
750	Painting .....	218	39	118 83	.....	222	31
760	Engraving .....	78	8	37 67	.....	143	11
770	Photography .....	72	4	6 85	5 10	83	6
780	Music .....	673	56	107 98	11 90	797	96
790	Amusements .....	528	72	75 96	6 70	486	68
	<b>700 Total.....</b>	<b>3 593</b>	<b>382</b>	<b>\$877 06</b>	<b>\$88 05</b>	<b>3 647</b>	<b>411</b>

a Not including volumes in the law library before Sep. 18, 1899, or the traveling libraries.

b Computed from the accession book which does not always include cost of serials and cost of sets issued in parts.

**BOOKS, SERIALS AND SUBJECT CARDS IN EACH OF THE 100 SUBJECT DIVISIONS 1 OCT. 1898-30 SEP. 1899 (concluded)**

Subject number	Divisions of classification	a Volumes			Serials	Subject cards	
		Total on shelf list 30 Sep. 1899	Added	b Cost	Cost	Total 30 Sep. 1899	Added
800	Literature .....	551	28	\$27 86	\$ 70	509	38
810	American .....	3 665	145	118 69	5 ..	4 471	346
820	English .....	5 202	384	360 28	9 18	4 792	411
830	German .....	777	51	64 25	2 ..	692	86
840	French ...	1 516	101	87 94	5 68	994	49
850	Italian .....	329	10	25 78	.....	176	12
860	Spanish .....	113	8	5 85	.....	100	5
870	Latin .....	811	28	26 05	.....	668	31
880	Greek .....	788	24	100 65	.....	524	25
890	Minor languages .....	267	16	16 29	.....	308	20
	<b>800 Total .....</b>	<b>13 969</b>	<b>790</b>	<b>\$328 59</b>	<b>\$22 46</b>	<b>13 324</b>	<b>973</b>
900	History .....	1 189	53	\$33 23	\$33 40	449	38
910	Geography .....	12 114	451	633 81	79 21	9 946	481
920	Biography .....	12 873	965	1 588 90	180 29	17 205	1 152
930	Ancient history .....	578	23	22 42	.....	469	41
940	Modern { Europe .....	5 607	427	966 66	29 21	3 732	206
950	{ Asia .....	368	97	193 26	5 ..	267	87
960	{ Africa .....	86	20	20 24	.....	90	16
970	{ North America..	8 776	371	474 07	50 47	6 426	414
980	{ South America..	199	4	2 18	.....	217	2
990	{ Oceanica .....	65	10	11 49	.....	75	12
	<b>900 Total .....</b>	<b>41 850</b>	<b>2 419</b>	<b>\$3 896 25</b>	<b>\$327 58</b>	<b>38 876</b>	<b>2 394</b>

a Not including volumes in the law library before Sep. 18, 1899, or the traveling libraries.

b Computed from the accession book which does not always include cost of serials and cost of sets issued in parts.

## F SUMMARY OF BOOKS, SERIALS AND SUBJECT CARDS ADDED; BY CLASSES 1 OCT. 1894-30 SEP. 1899

CLASSES	a VOLUMES					SERIALS	SUBJECT CARDS						
	Total on shelf list	ADDED					Total	ADDED					
		1895	1896	1897	1898			1899	1895	1896	1897	1898	1899
000 General works . . .	19 761	654	538	656	615	1 117	\$504 75	1 292	596	608	494	499	
100 Philosophy . . . . .	2 154	70	63	88	108	105	43 65	2 532	194	118	1 029	391	
200 Religion . . . . .	18 777	326	711	348	278	517	59 84	12 478	557	605	4 087	1 086	
300 Sociology . . . . .	89 804	3 784	2 926	3 969	8 725	3 435	1 377 82	16 107	1 261	995	1 808	1 501	
400 Philology . . . . .	2 961	86	99	73	136	112	33 80	3 081	133	192	502	145	
500 Science . . . . .	12 850	392	529	439	1 099	727	385 42	10 840	2 004	658	1 040	571	
600 Useful arts . . . . .	22 478	614	1 614	1 433	1 311	1 565	808 45	10 631	988	1 065	983	769	
700 Fine arts . . . . .	3 598	266	178	274	263	382	88 05	3 647	357	524	1 159	283	
800 Literature . . . . .	18 969	458	431	661	443	790	22 46	18 224	1 469	5 245	1 079	600	
900 History . . . . .	41 850	1 008	986	1 508	2 086	2 419	327 58	38 876	7 518	3 069	2 566	2 394	
Year													
Total . . . . .	172 697					11 159	\$3 601 32	117 439				8 590	
1898	161 589				9 999		\$3 562 64	108 899			12 791		
1897	151 589			9 444			\$3 298 00	96 108		18 785			
1896	142 095		8 064				\$2 787 16	82 878		13 062			
1895	134 081	7 603					\$3 213 20	69 321	15 718				

a Not including the volumes in the law library before Sep. 18, 1899, or the travelling libraries.

b Computed from the accession book which does not always include cost of serials and cost of sets issued in parts.



## G MONTHLY LOANS; BY CLASSES 1 OCT. 1898-30 SEP. 1899

CLASSES	1898			1899									Total
	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Ap.	May	June	July	Aug.	Sep.	
000 Gen. works	144	176	105	220	194	177	145	83	63	86	66	64	1 531
100 Philosophy	26	29	27	28	50	44	19	21	33	27	12	20	335
200 Religion...	51	63	54	68	86	86	70	58	89	85	31	38	674
300 Sociology...	155	178	189	198	212	303	187	140	79	74	105	129	1 949
400 Philology...	1	9	7	8	21	8	6	23	8	6	5	6	103
500 Science...	33	37	29	67	51	79	43	38	39	46	67	46	570
600 Useful arts	64	90	44	49	61	67	58	62	36	47	47	38	663
700 Fine arts...	36	44	26	60	56	84	67	44	39	39	35	29	559
800 Literature...	357	388	365	481	470	559	396	400	288	308	282	217	4 511
900 History....	286	286	338	366	398	489	314	296	271	201	195	193	3 633
Total..1899	1153	1300	1184	1545	1599	1896	1305	1159	883	869	845	775	14 513
1898	1 275	1 531	1 279	1 584	1 586	1 524	1 241	1 118	778	678	579	768	13 881
1897	938	1 164	1 183	1 420	1 567	1 781	1 493	1 272	988	895	684	824	14 209
1896	752	866	917	1 095	1 046	1 189	1 103	904	371	311	645	699	10 897
1895	1 023	1 217	1 034	1 237	1 313	1 445	1 157	1 031	309	751	636	529	12 187
1894	1 144	974	1 100	1 290	1 390	1 456	1 343	1 257	1 020	656	670	559	12 859
1893	834	890	763	949	915	1 004	922	820	744	495	401	518	9 195
1892	874	772	906	854	948	924	884	530	566	494	393	443	8 588
1891	456	547	539	730	695	675	537	639	464	338	292	264	6 176

## H ANNUAL LOANS; BY CLASSES 1 OCT. 1892-30 SEP. 1899

CLASSES	1893	1894	1895	1896	1897	1898	1899
000 Gen. works..	2 491	2 867	1 751	1 252	1 734	1 577	1 521
100 Philosophy..	91	160	214	206	222	261	335
200 Religion. ....	220	420	476	398	532	571	674
300 Sociology...	1 356	1 673	1 304	1 637	1 907	2 026	1 949
400 Philology....	68	123	77	89	134	92	103
500 Science.....	238	366	443	370	490	532	570
600 Useful arts..	170	223	253	308	477	499	663
700 Fine arts....	199	330	295	251	400	419	559
800 Literature...	2 541	4 437	4 783	3 762	4 815	4 250	4 511
900 History.....	1 826	2 761	2 592	2 624	3 493	3 654	3 633
Total.....	9 195	12 859	12 187	10 897	14 209	13 881	14 513

## I BINDERY ACCOUNT; BY SIZE AND MATERIAL 1 OCT. 1898-30 SEP. 1899

Gilding call numbers and work done by outside binders are not included.

HEIGHT IN CENTIMETERS NOT EXCEEDING	HALF MOROCCO			HALF DUCK			CLOTH			HALF AM. RUSSIA			TOTAL	
	Vol.	Rate	Value	Vol.	Rate	Value	Vol.	Rate	Value	Vol.	Rate	Value	Vol.	Value
70 .....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
60 .....	.....	\$4 ..	.....	.....	\$4 50	.....	.....	.....	.....	.....	.....	.....	.....	\$3 50
50 .....	.....	2 70	.....	1	3 50	\$3 50	.....	.....	.....	.....	.....	.....	.....	16 80
45 .....	.....	2 25	.....	7	2 40	16 80	.....	.....	.....	.....	.....	.....	.....	39 75
40 .....	7	15 75	.....	16	1 50	24 ..	.....	.....	.....	.....	.....	.....	23	97 80
35 .....	19	36 10	.....	42	1 35	56 70	.....	.....	.....	.....	.....	.....	65	530 15
30 .....	258	1 50	387 ..	86	1 15	98 90	.....	.....	.....	.....	.....	.....	388	584 ..
25 .....	424	1 20	508 80	17	1 ..	17 ..	.....	.....	.....	.....	.....	.....	505	595 95
20 .....	477	95	453 15	.....	.....	.....	.....	.....	.....	.....	.....	.....	696	129 95
17.5 .....	98	75	69 75	.....	.....	.....	.....	.....	.....	.....	.....	.....	209	18 65
15 .....	9	60	5 40	.....	.....	.....	.....	.....	.....	.....	.....	.....	46	6 20
.....	2	55	1 10	.....	.....	.....	.....	.....	.....	.....	.....	.....	19	.....
Total .....	1 289	.....	\$1 477 05	169	.....	\$216 90	366	.....	\$220 65	135	.....	\$108 15	1 959	\$3 022 75

Work in unusual binding materials, or for other reason not included in the table:

4 vol. blank book style  $\frac{3}{4}$  morocco, \$7; 1 duck cover, 50c; 1 vol. full duck, 95c; 2 vol. flexible morocco, \$4. Total \$12.45. 6345 lines extra lettering at 3c, \$190.35; 35 new titles at 10c, \$3.50; 171 new backs at 40c, \$68.40; 8034 hours of extra work at 50c, \$401.65; 1792 mounts on paper guards at 14c, \$26.90; 3 mounts on muslin guards at 2c, 12c. Total in state library bindery \$2726.12.

## L PUBLICATIONS 1 OCT. 1898-30 SEP. 1899

## State library

	Copies	Pages	Price postpaid
Annual report 1898, v. 81 (bound).....	1 200	940	75c
Director's report 1898 (printed separately).	500	112	15c
New York state library school summer course (Handbook 14) .....	2 500	32	3c

*Bulletins*

Bibliography 15-17: 15 Russia; 16 Nature study in primary schools; 17 Biography of musicians .....	1 200	150	15c
Bibliography 18: Best books of 1898....	3 500	28	5c
History 2: Colonial records; general entries v. 1, 1664-65 .....	2 000	156	20c
History 3: Annotated list of manuscripts in New York state library .....	2 000	34	5c
Legislation 10: Legislation by states 1898	2 000	170	25c
Library school: Annual report 1898, v. 12	1 500	28	5c

## Home education department

Annual report 1897, v. 5 (bound) .....	1 000	440	75c
List of extension teachers (Circular 36)...	600	46	....
Study clubs (Handbook 10) .....	1 000	24	3c
Extension publications (Extract from Handbook 6) .....	300	24	3c

*Bulletins*

27 Report of public libraries division 1898	2 000	72	10c
28 Report of extension teaching division 1898 .....	2 000	30	5c
30 Report of summer schools division 1899	1 000	48	5c

*Syllabuses, containing bibliographies*

78 Curtis, Mrs J. K. Romeo and Juliet.	1 500	32	5c
79 — Coriolanus .....	1 500	36	5c
Reprints of syllabuses 37, 77, 65.....	5 800	108	....

	Copies	Pages	Price postpaid
<i>Traveling library finding lists; annotated</i>			
2 miscellaneous lists, 50 v. each.....	4 000	24	2c ea.
Young people's library, list of 25 v. ....	2 000	8	2c
List of 25 v. on education .....	1 000	8	2c
List of 51 v. on household economics .....	2 000	16	2c
Reprints of 14 miscellaneous lists, 5 young people's libraries and list on French his- tory .....	30 000	272	2c ea.

**Printing summary 1 Oct. 1895-30 Sep. 1899**

	1896		1897		1898		1899	
	No.	Copies	No.	Copies	No.	Copies	No.	Copies
<b>Books, bulletins and handbooks</b>								
State library.....	1	2 000	4	7 000	14	19 450	10	12 408
Public libraries, traveling libraries.....	18	24 500	26	36 800	25	35 201	30	46 501
Library school.....	..	.....	..	.....	4	10 000	19	8 400
Extension teaching, summer schools, study clubs..	16	18 200	14	16 900	26	28 000	12	15 200
	35	44 700	44	60 200	69	92 651	71	82 504
<b>Blank forms, not including stationery</b>								
State library.....	25	38 100	48	73 080	36	52 500	36	87 600
Public libraries, traveling libraries.....	17	47 900	39	46 080	31	180 800	17	39 500
Library school.....	7	2 400	6	3 070	12	5 810	7	4 400
Extension teaching, summer schools, study clubs..	8	1 800	6	1 610	6	1 800	8	4 000
	57	90 200	99	123 790	85	240 410	68	135 500
<b>Circulars</b>								
State library.....	7	3 100	15	5 740	11	4 700	20	11 000
Public libraries, traveling libraries.....	14	23 000	17	15 000	4	17 300	6	16 900
Library school.....	4	200	28	5 600	25	8 500	13	5 800
Extension teaching, summer schools, study clubs..	10	4 700	8	3 900	4	1 900	7	1 900
	35	31 000	68	30 240	44	32 400	46	35 600
<b>Total .....</b>	127	165 900	211	214 230	198	365 461	185	253 604

## M IMPORTANT ADDITIONS 1 OCT. 1898-30 SEP. 1899

## GENERAL WORKS

English catalogue, 1890-97

Kayser. Vollstaendiges buecher-lexicon. 28 v.

Proctor. Index to early printed books in the British museum.  
2 v.

International cyclopaedia. 15 v.

Strand magazine. v. 1-14. 1891-97

Nuova antologia. v. 1-144. 1866-96

De gids. v. 1-62. 1837-98

Victoria institute. Journal of transactions. v. 1-14. 1867-81

Illustrated times weekly. 34 v. -1856-72

## RELIGION

Newman, J: H: Works. 38 v.

The friend. v. 1-12. Phil. 1829-39

Tissot. Life of our Saviour Jesus Christ. 4 v.

Musée Guimet. Annales. v. 1-17. 1880-89

## SOCIOLOGY, PHILOLOGY

La science sociale. v. 1-26. 1886-98

British and foreign state papers. v. 1-22. 1812-34

Hardenbrook. Financial New York. pt 4

Escriche. Diccionario razonado de legislacion y jurisprudencia.  
4 v.

Paving and municipal engineering. v. 2-15. 1891-98

United States naval institute. Papers and proceedings. v. 1-17.  
1875-91

Neue bahnen. v. 1-7. 1890-96

Teachers' aid. v. 1-20. 1885-95

Cambridge university. Calendar. 1834-96

Tommaseo & Bellini. Dizionario della lingua italiana. 4 v. in 8

## SCIENCE

- Encyklopaedie der naturwissenschaften. v. 1-39
- Jahresbericht über die fortschritte der reinen, pharmaceutischen und technischen chemie, physik, mineralogie und geologie. v. 1-49. 1847-96
- Perner. Etudes sur les graptolites de Boheme
- Scudder. Fossil insects of North America. 2 v.
- Missouri botanical garden. Annual report. v. 1-9. 1890-98
- Sargent. Silva of North America. v. 12
- Bolton. History of fungusses growing about Halifax. 4 v. in 2
- Zoologisch-botanische gesellschaft in Wien. Verhandlungen. v. 1-41. 1851-91
- Meigen. Systematische beschreibung der bekannten europaeischen zweifluegeligen insekten. 10 v. in 5
- Wiener entomologische zeitung. v. 1-17. 1882-98
- Signoret. Essai sur les cochenilles

## USEFUL ARTS

- New York state medical association. Transactions. v. 2-14. 1885-97
- Saint Thomas's hospital, London. Reports. New ser. v. 1-19. 1870-91
- American association of obstetricians and gynecologists. Transactions. v. 2-11. 1889-98
- Society of engineers. Transactions. 1860-95
- Cottage gardener. v. 1-66. 1849-82
- Royal agricultural society of England. Journal. v. 13-53. 1852-92
- Good house-keeping. v. 1-19. 1885-94
- Journal of the Society of chemical industry. v. 1-15. 1882-96
- Quaritch. Facsimiles of historic or artistic book-binding

## FINE ARTS

- Spemann. Das museum. 3 v.
- Mathews. Renaissance under the Valois

- Elwell. Architecture, furniture and interiors of Maryland and Virginia during the 18th century
- Correll. Portale und thueren
- Goury & Jones. Plans of the Alhambra. 2 v.
- Guimard. Le castel Béranger
- Elwell. Colonial silverware
- British museum — Library. Illuminated manuscripts; text by G: F. Warner
- Elwell. Colonial furniture and interiors
- Musée français. 4 v.
- Blanc. Masterpieces of Italian art. 10 v.
- Pennell. Lithography and lithographers
- Ambros. Geschichte der musik. 5 v.
- Day. Music and musical instruments of southern India
- Encyclopaedia of sport. v. 2

## LITERATURE

- Brewer. World's best orations. v. 1-3
- Dryden. Works. 18 v.
- Göthe-jahrbuch. v. 1-19. 1880-98
- Codices e Vaticanis selecti. v. 1
- Plato. Codex Oxoniensis Clarkianus 39. 2 v.

## HISTORY

- Pinart. Recueil de cartes, plans et vues
- Desceliers. Autotype facsimiles of 3 mappemondes. 4 v.
- Revue archéologique. v. 33-58. 1860-73
- Society of antiquaries of Scotland. Proceedings. v. 13-31. 1878-97
- Cambridge antiquarian society. Publications. 19 v. 1851-97
- Asiatic society of Bengal. Asiatick researches. v. 13-20
- Morse. American statesmen. 28 v. (Standard library ed.)
- Casanova. Memoirs. 12 v.
- Muntz. Leonardo da Vinci. 2 v.
- Egle. Pennsylvania genealogies

- Oliver. History of the island of Antigua. v. 3  
 Strong. Heraldry of Herefordshire  
 Navy records society. Publications. v. 1-11. 1895-98  
 Ashmole. Antiquities of Berkshire. 3 v.  
 Hoare. Modern history of south Wiltshire. 6 v.  
 Duncumb. History and antiquities of Hereford. 4 v.  
 Historic society of Lancashire and Cheshire. Proceedings and papers. v. 1-37. 1848-85  
 Cambrian journal. 11 v. 1854-64  
 Revue rétrospective. v. 1-28. 1885-98  
 Société de l'histoire de France. Publications. 153 v. 1839-96  
 Royal Asiatic society of Great Britain and Ireland. Journal. v. 1-47. 1833-95  
 Mémoires concernant l'histoire, etc. des Chinois. 16 v.  
 Selections from the Calcutta review. v. 1-20  
 Hopkins. Canada; an encyclopaedia of the country. 5 v.  
 Thwaites. Jesuit relations. v. 27-42  
 Lucas. Annals of the voyages of Nicolo and Antonio Zeno

## N SERIALS

**N1 Serials added to the subscription list 1 Oct. 1898-30 Sep. 1899**

In general the first volume of the library's continuous set is given.

- American bankruptcy reports. v. 1. 1899  
 American catholic historical researches. v. 5. 1888  
 American genealogist. no. 1. Mar. 1899  
 American historical magazine. v. 1. 1896  
 American park and outdoor art association. Reports. v. 1. 1897  
 Année sociale. v. 1. 1898  
 Annotated titles in English history. 1898  
 Archiv fuer eisenbahnwesen. v. 22. 1899  
 Gli archivi della storia d'Italia. v. 2. 1899  
 Biological bulletin. v. 1. 1899  
 Boletín de la librería. v. 27. 1899  
 Branson magazine of genealogies. no. 1. June 1898



- Cambridge antiquarian society. Proceedings. no. 20. 1860  
—— Publications. Octavo series. no. 1. 1851  
—— ——— Quarto series. no. 1. 1840.
- Cambridge university. Calendar. 1896
- Catalogue et analyse des thèses francaises et latines. 1897
- Congrès international des accidents du travail et des assurances sociales. Bulletin. v. 1. 1890
- Le courrier du livre. v. 1. 1896
- Deutsche rundschau. v. 100. 1899
- Durham and Northumberland parish register society. Publications. no. 1. 1898
- English catalogue; monthly parts. v. 1. 1897
- Expository times. v. 9. 1897
- Finanz-archiv; zeitschrift fuer das gesamte finanzwesen. v. 16. 1899
- Genealogical advertiser quarterly. no. 1. Mar. 1898
- De gids. v. 1. 1857
- Handbuch fuer das deutsche reich. v. 42. 1899
- Handbuch fuer das preuszische haus der abgeordneten. 1899
- Historia. no. 1. Nov. 1898
- Institute of social economics. Lecture bulletin. no. 1. Nov. 1897
- International studio. no. 1. Mar. 1897
- Island review. v. 7. 1899
- Jahresbericht ueber die leistungen und fortschritte auf dem gebiete der neurologie und psychiatrie. v. 1. 1897
- Jahresbericht der geschichtswissenschaft. v. 20. 1897
- Journal of German philology. v. 1. 1897
- Keim and allied families. no. 1. Dec. 1898
- Lancashire parish register society. Publications. v. 1. 1898
- Library association record. v. 1. 1899
- Library world. no. 1. July 1898
- Mayflower descendant. v. 1. 1899

- Merck's archives. v. 1. 1899
- Missionary review. ser. 2. v. 12. 1899
- Mississippi state historical society. Publications. v. 1. 1898
- Monatliche nachweise ueber den auswaertigen handel des  
deutschen zollgebiets. v. 8. 1899
- Municipal engineering. v. 2. 1891
- Navy records society. Publications. v. 1. 1895
- New Brunswick magazine. v. 2. 1899
- Northwest. v. 1. 1883
- Nuova antologia. v. 1. 1866
- Old Eliot. v. 1. no. 9
- Old Ipswich. v. 1. 1899
- Photo-miniature. no. 1. Ap. 1899
- Politisches jahrbuch der schweizerischen eidgenossenschaft. v. 1.  
1886
- Progressive medicine. no. 1. Mar. 1899
- Protestant episcopal almanac and parochial list. v. 41. 1895
- Psychiater. v. 1. 1899
- Questions diplomatiques et coloniales. v. 1. 1897
- Revue rétrospective. v. 1. 1884
- St Nicholas. v. 26. 1898
- Science sociale. v. 1. 1886
- Scots revised reports. v. 1. 1898
- Scottish record society. Publications. no. 1. 1898
- Shropshire parish register society. no. 1. Dec. 1898
- Staats- und socialwissenschaftliche forschungen. v. 1. 1879
- Uber land und meer. v. 79. 1897
- U. S.— Copyright, Register of. Catalogue of title entries of  
books. v. 18. 1899
- Vierteljahrshefte zur statistik des deutschen reichs. v. 8. 1899
- Volkswirtschaftliche mittheilungen aus Ungarn. v. 1. 1899
- Wiener entomologische zeitung. v. 1. 1882
- Youth's companion. v. 69. 1895
- Zeitschrift fuer buecherfreunde. v. 1. 1897

**N 2 Serials no longer published, dropped from the subscription list**

American book lore	London society
American historical register	Michigan law journal
American medico-surgical bulletin	Modern art magazine
American quarterly economist	Municipality and county
Archives de physiologie normale	Porter leaflets
Belgravia	Revue des sciences médicales en France
Cosmopolis	Rosenberger's law monthly
Cycle monthly	Science progress
Pocket	Theatre
English historical reprints	Twentieth century monthly
Half moon series	Union médicale
Index medicus	Zoological bulletin
Legal news	

**R APPROPRIATIONS, EXPENDITURES AND BALANCES 1 OCT. 1898—  
30 SEP. 1899**

ACCOUNTS	Balance from 1898	APPROPRIATIONS FOR 1899		c Paid in 1899	Balance to 1900	Appropriations for 1900
		General	Supply bill			
State library						
Salaries and expenses....	b \$798 07	\$32 900	\$5 000	d \$28 698 07	.....	\$32 900
Books.....	2 587 68	15 000	5 000	19 879 24	\$2 708 39	15 000
Medical library			2 000	861 51	1 188 49	.....
Home education						
Salaries, ex- penses, books and grants..	.....	25 000	25 000	e 50 000 ..	.....	25 000
Library for blind.....	.....		1 000	.....	1 000 ..	.....
a Building						
Salaries and expenses....	7 857 18	.....	15 000	19 014 76	3 842 42	.....
Total.....	\$11 242 88	\$62 900	\$58 000	\$118 458 58	\$8 689 80	\$62 900

a Includes also care of administrative, college, high school and home education departments.

b This differs from balance reported last year because \$294.28 was added to the state library balance from home education fees.

c For items see table T1, p. 45.

d There was also paid \$1083.99 from home education fees.

e There was also paid from academic fund: \$1669.88 for books; \$3529.08 for pictures; \$1906.68 for lanterns and lantern slides; a total of \$7494.49.

## S OTHER THAN APPROPRIATION ACCOUNTS

## S1 Summary 1 Oct. 1898 — 30 Sep. 1899

Authorized by laws of 1892, ch. 378, § 19, 47-49; laws of 1893, ch. 661, § 143, 162, 174

ACCOUNT	Balance from 1898	Receipts for 1899	Paid out in 1899	Balance to 1900
Home education fees.....	\$194 50	\$1 859 ..	\$1 352 87	\$300 63
a Duplicates. ....	8 570 84	4 425 48	983 98	7 011 84
Library school ...	758 86	2 790 ..	2 278 69	1 275 17
Gifts and deposits.....	1 109 ..	601 06	250 ..	1 460 06
<b>Total.....</b>	<b>\$5 632 70</b>	<b>\$9 175 54</b>	<b>\$4 860 54</b>	<b>\$9 947 70</b>

## S2 Receipts; by years 1 Oct. 1893 — 30 Sep. 1899

Authorized by laws of 1892, ch. 378, § 19, 47-49; laws of 1893, ch. 661, § 143, 162, 174.

	1894	1895	1896	1897	1898	1900
Home education..	\$490 ..	\$788 65	\$1 034 59	\$1 885 48	\$1 388 50	\$1 859 ..
a Duplicates.. ...	1 475 04	4 517 75	3 824 97	4 054 96	7 528 87	4 425 48
Library school...	1 465 86	1 525 58	1 965 67	1 600 ..	1 588 ..	2 790 ..
Gifts and deposits.	100	.....	86 ..	.....	.....	601 06
<b>Total.....</b>	<b>\$3 530 40</b>	<b>\$6 831 98</b>	<b>\$6 861 23</b>	<b>\$7 040 44</b>	<b>\$10 500 37</b>	<b>\$9 175 54</b>

a. Chiefly from sales of University publications.

## T EXPENDITURES ANALYSIS

## T1 Analyzed expenditures; by departments 1 Oct. 1898 — 30 Sep. 1899

FOR	State library	Medical library	Home education	b Academic fund	d Building	Total 1899	Total 1898	Increase for year	Decrease for year
Apportionment.....			\$38 123 32			\$38 123 32	\$24 536 66	\$13 586 66	
Books.....	\$19 879 24	\$861 51	6 856 85	\$1 969 33		29 566 98	30 953 56		\$1 386 58
Pictures.....				3 539 08		3 539 08	5 098 97		1 559 89
Lanterns and lantern slides.....				c1 996 08		1 996 08	3 818 23		1 822 15
Fittings.....	1 151 08			\$6 025 13		7 176 21	7 719 84		543 13
Supplies.....	328 69				405 74	784 43	836 02	408 41	
Printing.....	663 58		880 90			1 494 48	1 795 57	302 71	301 09
Travel.....	109 19		786 59			895 78	603 07	292 71	
Repairs.....					2 084 24	2 084 24	1 222 25	811 99	
Freight and cartage.....							660 83		660 83
Telegrams and telephone.....					e163 23	163 23	298 01		134 78
Incidentals.....					69 66	69 66	70 83		1 16
Services outside staff.....			13 403 84		10 811 76	51 195 63	48 788 35	2 412 27	
Salaries.....	27 481 53								
Total 1899.....	\$49 613 30	\$861 51	\$50 000 ..	\$7 494 49	\$19 014 76	\$126 984 06		\$7 512 04	\$6 419 65
Total 1898.....	\$46 908 68	\$3 482 27	\$46 823 70	\$13 300 06	\$17 877 96		\$125 891 67		
Increase for year.....	\$2 704 62		3 177 30					Net increase	
Decrease for year.....					\$1 636 80	\$7 518 72		\$1 092 89	
						6 426 33			

a \$1035.99 of this was paid from home education fees. b Includes only expenditures for home education department. c Includes also cost of tools for apparatus inspector of the University. d Includes also care of administrative, college, high school and home education departments. e Electric current for printing press, elevator and ventilating fans.

**T2 Analyzed expenditures ; by years 1 Oct. 1894-30 Sep. 1899**

This table is made from bills actually audited during the fiscal year by the controller. It can never exactly agree with tables of cost of books in bibliographic statistics (p. 69) made by footing cost of each volume as accessioned. If all bills were paid before midnight of September 30, strictly within the fiscal year there would be a wide discrepancy. Certain books are issued in parts during a period of years. When the volume is bound its cost as entered includes binding and cost of parts paid for in perhaps 10 different fiscal years. These two necessary accounts, while running largely parallel must differ. The one to check financial operations must be taken from the financial records of the fiscal year; the other to show bibliographic growth and cost can be kept only by analyzing the books as they are officially entered.

**STATE LIBRARY**

	1895	1896	1897	1898	1899
Books .....	\$8 923 25	\$8 220 06	\$6 982 08	\$9 787 58	\$11 255 90
Serials .....	2 415 69	2 123 30	2 145 84	2 650 69	2 941 01
a Binding .....	4 217 66	4 658 58	5 872 08	6 024 10	5 682 83
	<u>\$15 556 60</u>	<u>\$15 001 94</u>	<u>\$15 000 ..</u>	<u>\$17 412 37</u>	<u>\$19 879 24</u>
Fittings .....	\$1 001 95	\$1 207 08	\$703 70	\$848 95	\$1 151 08
Supplies .....	753 87	65 23	835 90	73 44	328 69
Printing .....	378 76	193 69	367 59	951 ..	663 58
Travel .....	88 54	.....	619 50	152 11	109 19
Repairs .....	524 93	70 05	24 18	.....	.....
Incidentals .....	172 90	91 15	111 91	24 92	.....
	<u>\$3 870 45</u>	<u>\$1 627 15</u>	<u>\$2 162 78</u>	<u>\$2 050 42</u>	<u>\$2 252 54</u>
Salaries .....	\$21 855 45	\$22 825 87	\$22 808 54	\$27 445 27	\$27 481 52
Total .....	<u>\$39 782 50</u>	<u>\$38 954 46</u>	<u>\$39 971 32</u>	<u>\$46 908 06</u>	<u>\$49 613 30</u>

**MEDICAL LIBRARY**

	b1896	1897	1898	1899
Books .....	\$3 176 40	\$1 109 54	\$513 62	\$118 96
Fittings .....	18 75	.....	.....	.....
Serials .....	622 91	1 004 45	778 01	639 29
Binding .....	.....	85 68	195 64	103 26
Salaries .....	1 500 ..	1 500 ..	1 000 ..	.....
Total .....	<u>\$4 318 06</u>	<u>\$3 699 67</u>	<u>\$2 482 27</u>	<u>\$861 51</u>

**HOME EDUCATION DEPARTMENT**

	1895	1896	1897	1898	1899
Books .....	\$10 021 10	\$5 820 09	\$6 837 40	\$8 681 06	\$6 856 85
Binding .....	188 ..	.....	.....	.....	.....
	<u>\$10 209 10</u>	<u>\$5 820 09</u>	<u>\$6 837 40</u>	<u>\$8 681 06</u>	<u>\$6 856 85</u>
Fittings .....	\$604 14	\$360 74	\$1 423 25	\$268 50	.....
Supplies .....	48 95	83 98	29 39	.....	.....
Printing .....	915 01	428 13	740 98	843 95	\$890 90

a Includes salaries, amount paid to gilder and outside binder, also cost of binding materials.

b The first special appropriation for the medical library became available Oct. 1, 1896.

c Of this \$1085.99 was paid from home education fees.

d There was also paid from academic fund: \$1969.83 for books; \$3529.03 for pictures; \$1996.08 for lanterns and lantern slides; a total of \$7494.49.

## HOME EDUCATION DEPARTMENT (concluded)

	1895	1896	1897	1898	1899
Travel .....	480 30	379 93	511 41	450 96	786 59
Freight and cart- age .....	256 82	318 70	539 23	623 05	.. .....
	<u>\$2 805 29</u>	<u>\$2 071 48</u>	<u>\$3 284 21</u>	<u>\$2 181 46</u>	<u>\$1 617 49</u>
Salaries .....	<u>\$5 183 99</u>	<u>\$7 084 ..</u>	<u>\$8 971 69</u>	<u>\$11 423 52</u>	<u>\$13 402 34</u>
State grants to free libraries .....	<u>\$12 817 22</u>	<u>\$15 828 25</u>	<u>\$24 254 51</u>	<u>\$34 536 66</u>	<u>\$28 128 32</u>
Total .....	<u>\$29 965 53</u>	<u>\$30 803 89</u>	<u>\$43 297 81</u>	<u>\$46 822 70</u>	<u>\$50 000 ..</u>

## BUILDING

Includes also care of administrative, college, high school and home education depart-  
ments.

	1896	1897	1898	1899
Fittings .....	\$953 17	\$4 854 73	\$6 606 89	\$6 025 18
Supplies .....	133 75	183 07	252 58	405 74
Repairs .....	845 72	599 86	1 222 25	2 034 24
Incidentals .....	104 81	212 07	310 86	168 23
Salaries .....	5 912 77	7 123 76	8 985 88	10 881 42
Total .....	<u>\$7 949 72</u>	<u>\$12 923 49</u>	<u>\$17 377 96</u>	<u>\$19 014 76</u>

## T3 Books, serials, binding, pictures, lanterns and lantern slides

1 Oct. 1898 — 30 Sep. 1899

	Books	Serials	Binding	Pictures	Lanterns and lan- tern slides	Total
State library.. .	\$11 255 90	\$3 941 01	\$5 682 33	.....	.....	\$19 379 24
Medical library	118 96	639 29	103 26	.....	.....	861 51
	<u>\$11 374 86</u>	<u>\$3 580 30</u>	<u>\$5 785 59</u>	.....	.....	<u>\$20 740 75</u>
Home education.	\$6 856 85	.....	.....	.....	.....	\$6 856 85
Academic fund	1 969 33	.....	.....	\$3 529 08	\$1 996 03	7 494 49
	<u>\$8 826 18</u>	.....	.....	<u>\$3 529 08</u>	<u>\$1 996 03</u>	<u>\$14 351 34</u>
Total .....	<u>\$20 201 04</u>	<u>\$3 580 30</u>	<u>\$5 785 59</u>	<u>\$3 529 08</u>	<u>\$1 996 03</u>	<u>\$35 092 09</u>

## U AVERAGE SALARIES; BY YEARS 1 OCT. 1894 — 30 SEP. 1899

	1895		1896		1897		1898		1899	
	Persons	Salary	Persons	Salary	Persons	Salary	Persons	Salary	Persons	Salary
State library .....	27	\$794 08	31	\$838 89	33	\$834 54	32	\$815 ..	40	\$788 50
Home education .....	11	632 73	15	600 ..	17	624 ..	19	666 82	22	703 63
Bindery .....	5	500 60	6	481 ..	6	581 24	4	758 84	5	453 60
Building .....	14	377 14	14	411 43	18	426 66	25	381 60	22	433 55
Average total.....	57	\$634 79	66	\$656 45	74	\$666 42	80	\$641 44	89	\$660 96

a Includes also care of administrative, college, high school and home education depart-  
ments.

b Of this \$2856.34 was paid from exchange division and \$1216.46 from home education fees.

c Includes also cost of tools for apparatus inspector of the University.

**Y STAFF CHANGES**  
**Y1 Summary 1 Oct. 1898—30 Sep. 1899**

1899										1897-99				
VACANCIES					APPOINTMENTS					ACTUAL PAYMENTS				
Resignation, death or leave of absence			Transfers to other U. S. N. Y. dept's		New		Transfers from other U. S. N. Y. dept's			PROMOTIONS				
No.	Total salaries	No.	Total salaries	No.	Total salaries	No.	Total salaries	No.	Total salaries	No.	Total increase	1897	1898	1899
3	\$3 140	3	\$1 800	10	\$6 240	2	\$540	12	\$1 260			\$24 308 54	\$28 445 27	\$27 481 53
3	2 220	.....	.....	2	1 440	3	2 460	13	1 860			8 899 25	11 428 52	13 402 84
4	1 440	1	240	.....	.....	.....	.....	6	860			7 128 76	8 914 56	10 811 76
10	\$6 800	4	\$2 040	12	\$7 680	5	\$3 000	31	\$3 000		\$3 000	\$39 836 55	\$48 783 35	\$51 195 62
State library ....														
Home education.														
a Building .....														
Total.....														

<sup>a</sup> Includes also care of administrative, college, high school and home education departments.



**Y2 Vacancies by resignation, death, transfer or leave of absence****1 Oct. 1898-30 Sep. 1899**

Name and position	began	Service ended	Monthly salary
<sup>th</sup> Harriet Alfarata Chapman, <i>stenographer</i> ..	1 Ap 98	1 D 98	\$30
<sup>th</sup> John Francis O'Brien, <i>junior clerk</i> (Building dep't).....	18 Jl 98	1 D 98	20
<sup>l</sup> Herbert Baxter Spear, <i>page</i> ..	10 My 98	19 Ja 99	20
<sup>*tz</sup> Agnes Kenny, <i>junior clerk</i> .....	18 O 98	1 F 99	20
<sup>r</sup> Elisabeth Parkhill Andrews, <i>assistant</i> (Home education dep't).....	8 Mr 98	17 Mr 99	60
<sup>d</sup> George Rogers Howell M.A. (Yale) <i>archivist</i> (Manuscript division).....	15 F 72	5 Ap 99	166 67
<sup>l</sup> Doris Schlesinger Bookheim, <i>accession clerk</i> .....	2 F 92	1 My 99	60
<sup>r</sup> E. Stanley Frost, <i>junior clerk</i> (Building dep't).....	18 O 97	1 My 99	25
<sup>r</sup> Joseph McDonald, <i>porter</i> (Building dep't).	25 Ja 97	1 My 99	40
<sup>tm</sup> May Childs Nerney, <i>loan clerk</i> .....	28 D 96	1 My 99	35
<sup>r</sup> Gertrude Matilda Harrington, <i>cleaner</i> (Building dep't) .....	10 F 96	30 Je 99	35
<sup>tz</sup> Anna Hendricks Rodgers, <i>junior clerk</i> (Library school).....	20 F 96	1 Jl 99	40
<sup>tz</sup> Oscar Frederick Rudolph Treder, <i>loan clerk</i> .....	28 F 95	1 Jl 99	50
<sup>l</sup> Lottie Wemple De Nike, <i>cataloguer</i> (Home education dep't).....	4 F 92	30 S 99	50

**Z STATE LIBRARY AND HOME EDUCATION STAFF AND EMPLOYEES****1 OCT. 1899**

This table includes all employed for either whole or partial time, and for evening, holiday and vacation opening, in the state library, home education department, bindery and also in the building department. To show fully the organization of the library, names are repeated when the same persons are employed in more than one division. Under our standing rule each person works in different departments, or any piece of work is done by another

\* Appointed since Sep. 30, 1898.

d Died Ap. 5, 1899.

l Leave of absence.

r Resigned.

th Transferred to home education department.

tm Transferred to controller's office.

tz Transferred to college and high school departments of University.

department than that to which it logically belongs if the result can be accomplished in this way either better, or more promptly or cheaply. The salary of each person is given under the department in which he is paid. In other places the name of this division or department is inclosed in curves. The entire force is seldom, if ever, on duty during any one month as we are forced to distribute our work to enable us to keep open double the usual office hours each day including all holidays and vacations and also because under the law for giving needed help to libraries in this state we must often send members of our staff out for a few days or weeks to help organize new or reorganize old libraries.

Appointments made since Sep. 30, 1898 are indicated by a star prefixed to the entry where the salary is given, and all promotions are shown in the right hand column.

### State library

#### Executive department

Appointed		Monthly salary for 1899	Increase for 1900
12 D 88	Melvil Dewey M.A. (Amherst) <i>director</i> .....	Paid in adm. dep't	b
1 Ap 89	Walter Stanley Biscoe M. A. (Amherst) <i>senior li- brarian</i> (Catalogue and classification dep't)		
1 Ap 89	Florence Woodworth, <i>director's as- sistant</i> .....	\$150	
1 Ap 93	Harriet Alfarata Chapman, <i>stenographer</i> (Public li- braries division)		

#### Accession department

1 J1 98	Arthur Low Bailey B.L.S.(N.Y.) <i>sublibrarian</i> .....	70	\$10
21 Ja 95	Helen Agnes Scopes, <i>accession clerk</i> (Traveling li- braries division)		
*a1 Ap 99	Alice E. White, <i>sub-accession clerk</i>	20	10

\* Appointed since Sep. 30, 1898.

a Appointed in college and high school departments of University Jan. 24, 1899.

b By direction of regents at meeting of June 27, 1893, \$2000 a year is charged to state library as salary of director.

## BOOK BOARD

## Appointed

- 1 Ap 89 Walter Stanley Biscoe M.A. (Amherst) *chairman*  
(Catalogue and classification dep't)
- 1 Ap 89 Salome Cutler Fairchild (Mt Holyoke) B.L.S.(N.Y.)  
(Library school)
- 1 Jl 83 Dunkin Van Rensselaer Johnston M.A. (Hobart)  
(Reference dep't)
- 1 Ag 92 William Reed Eastman M. A. (Yale) B.L.S. (N.Y.)  
(Public libraries division)
- 14 Jl 91 Martha Thorne Wheeler (Public libraries division)

## GIFTS AND SERIALS SECTION

- 8 Je 68 Stephen B. Griswold, *in charge* (Law division)
- 1 O 92 Ellen Frances Sands, *assistant* (Law division)
- 1 O 96 Z. Francis Shafer, *messenger* (Law division)
- 2 F 91 Martha Louise Phelps, *assistant*.. Paid in adm. dep't

## Catalogue and classification departments

Each of the 44 students in the library school is required to do 250 hours cataloguing during the two years course.

	Monthly salary for 1899	Increase for 1900
1 Ap 89 Walter Stanley Biscoe M. A. (Amherst) <i>senior librarian</i> .....	\$200	
1 Ap 89 Ada Alice Jones, <i>head cataloguer</i>	100	
14 Jl 91 Ada Bunnell B. L. S. (N.Y.) <i>head classifier</i> .....	95	\$5
*1 Ag 92 Mary Louisa Sutliff, <i>cataloguer</i> ..	75	
* <sup>b</sup> 22 Mr 99 Mary Floyd Williams, <i>assistant</i> ..	75	
1 O 94 Jenny Lind Christman B.S. (Iowa agric.) B.L.S. (N.Y.) <i>cataloguer in charge of serials and binding</i> .....	60	
1 O 92 Charlotte Sophia Fearey, <i>cataloguer</i> .....	60	
1 Ja 94 Minnie Emma Budd, <i>catalogue curator</i> .....	60	

\* Appointed since Sep. 30, 1898.

<sup>a</sup> Appointed in college and high school departments of University June 8, 1891.

<sup>b</sup> Partial time.

Appointed	Monthly salary for 1899	Increase for 1900
* <sup>a</sup> 12 Je 99 Frederick William Ashley M. A. (Adelbert) <i>assistant</i> .....	\$60	
* <sup>a</sup> 22 Mr 99 Faith Edith Smith Ph. B. (North- western) <i>assistant</i> .....	50	
* <sup>a</sup> 22 Mr 99 Florence Augusta Paine, <i>assistant</i>	50	
6 Mr 94 Martha Healey Vane, <i>sub-cata- loguer</i> .....	40	

## INDEX SECTION

- 27 N 93 Mary Ellis, *indexer* (Public libraries division)  
 4 Ja 97 Elizabeth Gilbert, *junior clerk* (Public libraries di-  
 vision)

## Reference and loan departments

Library school students assist in reference work.

- 1 Jl 83 Dunkin Van Rensselaer Johnston  
 M. A. (Hobart) *reference li-  
 brarian* .....
- 166 67
- 15 Ap 89 Judson Toll Jennings, *subli-  
 brarian in charge of main read-  
 ing room and loans* .....
- <sup>c</sup>100
- <sup>b</sup>1 O 97 Henry Hirschfeld, *junior clerk*..
- 40
- 30 Ap 98 Ellis Judd Staley, *junior clerk* (Building dep't)
- \*11 Ap 99 Borden Hicks Mills, *junior clerk*
- 20
- 18 Mr 96 Louise Maynard Boutelle, *loan  
 clerk* .....
- 35 \$5
- 4 Ja 97 Elizabeth Gilbert, *substitute* (Public libraries di-  
 vision)
- 1 O 98 Gertrude Robinson Galicenstein, *substitute* (Medicine  
 division)

\* Appointed since Sep. 30, 1893.

<sup>a</sup> Partial time.

<sup>b</sup> Appointed in college and high school departments of University Feb. 28, 1896.

<sup>c</sup> Increase in July 1899.

## Binding department

Appointed	Monthly salary for 1899	Increase for 1900
1 J1 83 Dunkin Van Rensselaer Johnston M. A. (Hobart) <i>in charge</i> (Reference dep't)		
1 J1 98 Arthur Low Bailey B. L. S. (N.Y.) <i>sublibrarian</i> (Accession dep't)		

## BINDERY

9	Je 90	Walter Roche, <i>foreman</i> .....	\$90	
13	N 90	Herman Henry de Rouville, <i>for-warder</i> .....	50	\$10
6	Ap 91	James Vandenburg de Rouville, <i>gilder and letterer</i> .....	c	
5	F 95	Anna Mary Burns, <i>sewer</i> .....	25	
*20	O 98	Anna Elizabeth Godley, <i>appren-tice</i> .....	12	3
*20	O 98	Arthur Dudley Mills jr, <i>appren-tice</i> .....	12	3

### Shelf department

1 Ap 89	Florence Woodworth, <i>in charge</i> (Executive dep't)		
1 Mr 94	Anna Belle Sennett, <i>shelf lister</i> ..	50	
26 N 96	Mabel Louise Thompson, <i>sub-shelf lister</i> .....	35	5
29 O 94	George Thurston Waterman, <i>shelf clerk</i> .....	50	
24 F 96	Joseph Gavit, <i>sub-shelf clerk</i> ....	40	

**Law division**

8 Je 68 Stephen B. Griswold, <i>law li-</i>		
<i>brarian</i> .....	175	
*8 Je 99 Phineas Lawrence Windsor Ph. B.		
(Northwestern) <i>assistant</i> ....	60	
<sup>b</sup> 1 O 92 Ellen Frances Sands, <i>assistant</i> ...	45	5

\* Appointed since Sep. 30, 1898.

a Appointed in college and high school departments of University Mar. 26, 1896.

b " " " " July 11, 1892.

**c Paid by piece, \$1068.38.**

Appointed		Monthly salary for 1899	Increase for 1900
*1 O 96	Z. Francis Shafer, <i>messenger</i> ....	\$45	\$5
b1 O 95	Howard Alexander La Moure, <i>junior clerk</i> .....	40	
2 Ag 94	Martin Frank Lynch, <i>messenger</i> (Building dep't)		
<b>Manuscript division</b>			
*12 Je 99	Arnold Johan Ferdinand van Laer C. E. (Polytechnic, Delft, Hol- land) <i>sublibrarian</i> .....	60	
<b>Sociology division</b>			
*6 O 98	Robert Harvey Whitten Ph.D. (Columbia) <i>sublibrarian</i> .....	75	25
<b>Medicine division</b>			
1 Ap 89	Walter Stanley Biscoe M. A. (Amherst) <i>librarian</i> (Catalogue and classification dep't)		
*c1 O 98	Gertrude Robinson Galicenstein, <i>sub-cataloguer</i> .....	25	10
<b>Education division</b>			
1 Ap 89	May Seymour B. A. (Smith) <i>librarian</i> .....		Paid in adm. dep't
2 F 91	Martha Louise Phelps, <i>assistant</i> ..		Paid in adm. dep't
21 Ag 93	Agnes E. Flinn, <i>sub-cataloguer</i> ..		Paid in adm. dep't
13 Jl 98	Eugenia Eleanor Close, <i>junior</i> <i>clerk</i> .....		Paid in adm. dep't
<b>History division</b>			
3 Jl 96	Charles Allcott Flagg B. A. (Bow- doin) B.L.S. (N.Y.) <i>subli- brarian</i> .....	75	10
*5 O 98	Herbert McKnight B. L. (Cor- nell) <i>assistant</i> .....	d50	

\* Appointed since Sep. 30, 1898.

a Appointed in building department of University June 1, 1894.

b Partial time; appointed in building department of University July 25, 1894.

c Appointed in college and high school departments of University Oct. 15, 1897.

d Increase in April 1899.

## Woman's library

Appointed		Monthly salary for 1899	Increase for 1900
1 Ap 89	Florence Woodworth, <i>in charge</i> (Executive dep't)		

## Home education

12 D 88	Melvil Dewey M. A. (Amherst) <i>director</i> .....		Paid in adm. dep't
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## Public libraries division

1 Ag 92	William Reed Eastman M. A. (Yale) B.L.S. (N.Y.) <i>inspector</i>	\$200	
14 J1 91	Martha Thorne Wheeler, <i>selection and annotation</i> .....	90	\$5
27 N 93	Mary Ellis, <i>indexer</i> .....	65	5
1 J1 98	William Burt Cook jr. B.A. (Cor- nell) <i>assistant</i> .....	60	5
*1 Ap 93	Harriet Alfarata Chapman, <i>ste- nographer</i> .....	60	
*15 F 99	Jennie Dorcas Fellows, <i>cataloguer</i>	60	
*1 S 96	Nellie Sand Mesick, <i>junior clerk</i> .	40	5
4 Ja 97	Elizabeth Gilbert, <i>junior clerk</i> ...	35	5
20 F 96	Elizabeth Belle Wolston, <i>junior clerk</i> .....	35	5

## Traveling libraries and pictures division

1 N 92	Myrtilla Avery B. A. (Wellesley) B.L.S. (N.Y.) <i>director's assist- ant</i> .....	125	25
16 Ag 97	Anna Louise Morse B. A. (Smith) <i>assistant</i> .....	75	
*1 Ag 96	E. May Greenman, <i>assistant</i> ....	45	10
21 Ja 95	Helen Agnes Scopes, <i>accession clerk</i> .....	40	5

\* Appointed since Sep. 30, 1898.

a Appointed in college and high school departments of University Aug. 17, 1891.

b " " " " July 9, 1894.

c " " " " Mar. 26, 1896.

Appointed		Monthly salary for 1899	Increase for 1900
<sup>a</sup> 1 O 97	Elisa Elsie Van, <i>junior clerk</i> ....	\$30	\$5
<sup>b</sup> 1 Jl 98	Margaret O'Brien, <i>junior clerk</i> ..	<sup>c</sup> 25	
25 Je 98	Grace Husted Munsell, <i>junior clerk</i> .....	<sup>c</sup> 30	
22 D 92	Gerald Griffin, <i>page</i> .....	40	
<sup>*c</sup> 1 D 98	John Francis O'Brien, <i>junior clerk</i> .....	20	10
20 Ja 94	John Dulyea Nichols, <i>porter</i> (Building dep't)		

**Capitol library**

- 14 Jl 91 Martha Thorne Wheeler, *in charge* (Public libraries division)

**Library for the Blind**

- 1 Ap 89 Salome Cutler Fairchild (Mt Holyoke) B.L.S.(N.Y.)  
*in charge* (Library school)
- 22 Mr 99 Florence Augusta Paine, *assistant* (Catalogue dep't)

**Children's library**

Reference work is done by library school students specializing in children's work.

- 1 Ap 89 Salome Cutler Fairchild (Mt Holyoke) B.L.S.(N.Y.)  
*in charge* (Library school)
- 14 Jl 91 Martha Thorne Wheeler (Public libraries division)

**Library school****FACULTY**

- 12 D 88 Melvil Dewey M. A. (Amherst) *director*. Library  
economy
- <sup>d</sup>1 Ap 89 Salome Cutler Fairchild (Mt Holyoke) B.L.S.(N.Y.)  
*vice-director*. Cataloguing, loan department, selec-  
tion of books, children's depart-  
ment . . . . .
- |  | Monthly sal-<br>ary 1899 | Increase<br>1900 |
|--|--------------------------|------------------|
|  | \$125                    | \$25             |

<sup>a</sup> Appointed since Sep. 30, 1898.

<sup>a</sup> Appointed in college and high school departments of University Ap. 1, 1896.

<sup>b</sup> " " " " " Feb. 5, 1898.

<sup>c</sup> " " building department of University July 13, 1898.

<sup>d</sup> Paid in college and high school departments of University Ap. 1, 1899 - Sep. 30, 1899, from Oct. 1, 1899 in home education department.

<sup>e</sup> Increase in April 1899.



## Appointed

- 1 Ap 89 Florence Woodworth, *director's assistant* (Executive dep't)
- 1 Ap 89 Walter Stanley Biscoe M.A. (Amherst) Bibliography, advanced classification, history of libraries and printing (Catalogue and classification dep't)
- 1 Ap 89 Ada Alice Jones, *secretary of faculty*. Advanced cataloguing (Catalogue dep't)
- 1 Jl 83 Dunkin Van Rensselaer Johnston M.A. (Hobart) Reference, bookbinding (Reference dep't)
- 1 Ap 89 May Seymour B.A. (Smith) Library printing and editing
- Edith Davenport Fuller. Dictionary cataloguing
- 1 Ag 92 William Reed Eastman M.A. (Yale) B.L.S. (N.Y.) Library buildings, founding and government (Public libraries division)
- 14 Jl 91 Martha Thorne Wheeler. Indexing (Public libraries division)
- 14 Jl 91 Ada Bunnell B.L.S. (N.Y.) Elementary classification (Classification dep't)

## ASSISTANTS

- 1 Ag 92 Mary Louisa Sutliff, *instructor in cataloguing* (Catalogue dep't)
- 22 Mr 99 Mary Floyd Williams, *vice-director's assistant* (Catalogue dep't)

	Monthly salary for 1899	Increase for 1900
11 Jl 92 Minne Sennett, <i>assistant</i> . . . . .	<sup>b</sup> \$50	
1 Ag 95 Grace Marie Frost, <i>supply clerk</i> .	<sup>b</sup> 35	\$5
* <sup>a</sup> 1 O 98 Ruth Kemper, <i>junior clerk</i> . . . .	<sup>b</sup> 25	10

\* Appointed since Sep. 30, 1898.

<sup>a</sup> Appointed in college and high school departments of University Oct. 19, 1897.<sup>b</sup> Paid from library school fees.

## Study clubs and extension teaching divisions

Appointed		Monthly salary for 1899	Increase for 1900
1 N 92	Myrtilla Avery B.A. (Wellesley) B.L.S. (N.Y.) <i>director's assistant</i> (Traveling libraries division)		
*1 Ap 95	Grace Lillian Betteridge, <i>assistant</i>	\$75	
*b3 O 98	Robert Kendall Shaw B.A. (Harvard) <i>assistant</i> . . . . .	60	
*c1 O 98	Marcella Mary Brennan, <i>junior clerk</i> . . . . .	30	\$5

## Building department

Includes also care of administrative, college and high school departments.

15 D 93	Harrison Marvin, <i>janitor</i> . . . . .	75	
13 Je 97	Samuel Junius Abbott, <i>watchman</i>	60	
28 Mr 95	William Degan, <i>elevator man</i> . . .	50	
13 D 90	John McDonald, <i>page</i> . . . . .	50	
2 Ag 94	Martin Frank Lynch, <i>messenger</i> ..	40	5
30 Ap 98	Ellis Judd Staley, <i>junior clerk</i> ..	25	5
26 Ja 98	Lyman Henry Hurd, <i>messenger</i> .	30	5

## PORTERS

15 D 93	Isaac Abrams . . . . .	50	
20 Ja 94	John Dulyea Nichols . . . . .	50	

## LABORERS

2 My 98	James Straney . . . . .	50	
24 F 98	Thomas Murray . . . . .	35	5
2 S 98	Arthur Joseph Smith . . . . .	30	5
*6 Mr 99	Frederick Reid Guardineer . . . . .	d30	

## CLEANERS

27 Ap 98	Helen Mary McMurray . . . . .	25	5
15 D 93	Elizabeth Bassett . . . . .	25	

\* Appointed since Sep. 30, 1898.

a Appointed in college and high school departments of University Feb. 9, 1894.

b " " " " " July 11, 1898.

c " " " " " Mar. 31, 1899.

d Increase in July 1899.

! Year's leave of absence from Oct. 1, 1899.

Appointed	Monthly salary for 1899	Increase for 1900
18 Ag 96 Mary Elizabeth Beach . . . . .	\$25	
26 O 96 Mary Bulger . . . . .	25	
15 D 93 Mary Cronberry . . . . .	25	
15 D 93 Mary Higgins . . . . .	25	
15 D 93 Julia Hurley . . . . .	25	
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15 D 93 Alice Lamb . . . . .	25	
29 Je 97 Isabella Soden . . . . .	25	



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## Appendix 2

University of the State of New York

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# State Library Bulletin

LEGISLATION No. 11

January 1900

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## LEGISLATION BY STATES IN 1899

### 10th Annual Comparative Summary and Index

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## PREFACE

In this highly competitive age improved methods must be quickly adopted in government as well as in industry to keep in the lead. States which do not study their neighbors' methods of government are as sure to lag behind as is the manufacturer who does not study his competitors' methods of production. This bulletin prepared by the sociology librarian Robert H. Whitten, Ph. D. is an attempt to digest and organize the enormous annual output of legislation so as to enable legislators with a minimum of labor to make use of the most recent experience of other states.

As fast as advance copies of the session laws of each state can be secured, the separate laws are summarized on cards and classified by subject. This enables the library to answer promptly frequent inquiries regarding legislation in other states. At the end of the year the summary thus prepared is printed as part of this bulletin. The aim is to summarize the laws sufficiently to give a concise comparative view of current state legislation. It is of course impracticable to give many details of long general laws, and laws of purely local interest are not included.

As a decision of the supreme court of a state or of the United States declaring a statute unconstitutional is in effect equivalent to its repeal by the legislature, a digest of such decisions is included with the laws. Constitutional amendments submitted to future action of the legislature or people, as well as those voted on since the last bulletin, are placed in the summary under their proper subject-heads, and on page 353 there is a separate table arranged by states, showing the result of votes, and referring to the marginal numbers. Besides the detailed summary of legislation, the bulletin includes a review of legislation covering the calendar year, the aim of which is to present briefly the most important and distinctive legislation and to indicate the general trend of legislation.

The references in this bulletin cover 42 states. The summary of legislation includes all legislative sessions held from Sep. 30, 1898, to Oct. 1, 1899. As Georgia has held its regular session during the last quarter of the year and the Virginia legislature is still in session at the close of the year, it is impossible to include their laws in the detailed summary and have the bulletin out in time to be of the greatest value to legislators. All the most important and distinctive measures are, however, included in the review of legislation, which is complete to Jan. 1, 1900.

MELVIL DEWEY

*Director*

## EXPLANATIONS

These must be carefully read to understand the bulletin

The summary is classified under the general heads shown in the table of contents on the cover and in greater detail on page 6. More comprehensive laws are regularly put first under the headings, and in ascertaining what legislation has been passed concerning subordinate matters under

the general subject, it is necessary to refer also to the more inclusive entries. Cross references must also be observed.

The index is an alphabetic list of all the specific topics contained in the summary, and refers to each entry by its marginal number. It is necessarily very condensed.

New legislation only is included and when this is in the form of amendments only those clauses which add to, or materially change old enactments are cited. In case some part of the former law, still retained, is necessary for clearness, it is printed in ordinary type and new matter in italics.

The citations at the end of each entry are, as a rule, made by state, number and date of approval. In Delaware and Rhode Island, where the governor's approval is not necessary, the date of final passage by the legislature is given. In the case of bills which are passed over the governor's veto or become laws without his signature by expiration of time, the date of such passage or expiration is given. The laws of several states are without chapter numbers and references are to pages. In references to laws amended or repealed '97, 350 means laws of 1897, chapter 350.

#### ABBREVIATIONS

##### Months

Ja	January	Ap	April	Jl	July	O	October
F	February	My	May	Ag	August	N	November
Mr	March	Je	June	S	September	D	December

##### States

Ala.	Alabama	Neb.	Nebraska
Ari.	Arizona	Nev.	Nevada
Ark.	Arkansas	N. C.	North Carolina
Cal.	California	N. D.	North Dakota
Col.	Colorado	N. H.	New Hampshire
Ct.	Connecticut	N. J.	New Jersey
Del.	Delaware	N. M.	New Mexico
Fla.	Florida	N. Y.	New York
Ga.	Georgia	O.	Ohio
Ia.	Iowa	Okl.	Oklahoma
Id.	Idaho	Or.	Oregon
Ill.	Illinois	Pa.	Pennsylvania
Ind.	Indiana	R. I.	Rhode Island
Kan.	Kansas	S. C.	South Carolina
Ky.	Kentucky	S. D.	South Dakota
La.	Louisiana	Tenn.	Tennessee
Mass.	Massachusetts	Tex.	Texas
Md.	Maryland	U.	Utah
Me.	Maine	Va.	Virginia
Mich.	Michigan	Vt.	Vermont
Minn.	Minnesota	W. Va.	West Virginia
Miss.	Mississippi	Wash.	Washington
Mo.	Missouri	Wis.	Wisconsin
Mon.	Montana	Wy.	Wyoming

## Compilations of statutes

Ann. L.	Annotated laws	G. L.	General laws
Ann. S.	Annotated statutes	G. S.	General statutes
C. C.	Civil code	P. C.	Political code
C. C. P.	Code of civil procedure	P. S.	Public statutes
C. L.	Compiled laws	Pen. C.	Penal code
C. P.	Code of procedure	R. C.	Revised code
C. S.	Compiled statutes	R. S.	Revised statutes
Crim. P.	Code of criminal procedure		

## Acts. Resolves

art.	article	j. r.	joint resolution
c. r.	concurrent resolution	subdiv.	subdivision
ch.	chapter	t.	title

## Law reports

A.	Atlantic reporter	S. E.	Southeastern reporter
N. E.	Northeastern reporter	S. W.	Southwestern reporter
N. W.	Northwestern reporter	So.	Southern reporter
P.	Pacific reporter		

## LEGISLATIVE SESSIONS INCLUDED IN THE SUMMARY

The sessions are biennial and the dates 1899 unless otherwise indicated

	Dates		Dates
Alabama	15 N 98-23 F	New Jersey ( <i>annual</i> )	10 Ja-24 Mr
( <i>extra</i> )	2 My-17 My	New Mexico	16 Ja-16 Mr
Arizona	16 Ja-16 Mr	New York ( <i>annual</i> )	4 Ja-28 Ap
Arkansas	9 Ja-19 Ap	( <i>extra</i> )	22 My-25 My
California	2 Ja-19 Mr	North Carolina	4 Ja-18 Mr
Colorado	4 Ja-3 Ap	North Dakota	3 Ja-3 Mr
Connecticut	4 Ja-20 Je	Oklahoma	10 Ja-10 Mr
Delaware	3 Ja-13 Mr	Oregon ( <i>extra</i> )	26 S 98-15 O 98
Florida	4 Ap-2 Je		9 Ja-18 F
Georgia ( <i>annual</i> )	25 O 98-17 D 98	Pennsylvania	3 Ja-20 Ap
Idaho	2 Ja-7 Mr	Rhode Island ( <i>extra</i> )	22 N 98-23 N 98
Illinois	4 Ja-14 Ap		19 S-20 S
Indiana	5 Ja-9 Mr	( <i>annual</i> )	31 Ja-26 My
Kansas ( <i>extra</i> )	21 D 98-9 Ja		30 My-1 Je
	10 Ja-8 Mr	South Carolina ( <i>annual</i> )	10 Ja-21 F
Louisiana ( <i>extra</i> )	8 Ag-18 Ag	South Dakota	3 Ja-3 Mr
Maine	4 Ja-17 Mr	Tennessee	2 Ja-24 Ap
Massachusetts ( <i>annual</i> )	4 Ja-3 Je	Texas	10 Ja-27 My
Michigan	4 Ja-24 Je	Utah	9 Ja-9 Mr
Minnesota	3 Ja-18 Ap	Vermont	5 O 98-1 D 98
Missouri	4 Ja-22 My	Washington	9 Ja-9 Mr
Montana	2 Ja-2 Mr	West Virginia	11 Ja-25 F
Nebraska	3 Ja-31 Mr	Wisconsin	11 Ja-4 My
Nevada	16 Ja-10 Mr	Wyoming	10 Ja-18 F
New Hampshire	7 Ja-11 Mr		

## SESSIONS INCLUDED IN THE REVIEW BUT NOT IN THE SUMMARY

In Michigan and Virginia the legislature was still in session at the close of the year

Georgia ( <i>annual</i> )	25 O-16 D	Virginia	6 D-
Michigan ( <i>extra</i> )	18 D-		

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# State Library Bulletin.

Legislation no. 11 January 1900

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## LEGISLATION BY STATES IN 1899

10th Annual Comparative Summary and Index

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### REVIEW OF LEGISLATION

1 Jan.—31 Dec. 1899

**Marriage.** A measure making the passing of a medical examination a prerequisite to obtaining a marriage license passed the North Dakota senate but failed of enactment. Similar measures have recently been introduced in a number of legislatures. A Michigan act provides that no "person who has been afflicted with syphilis or gonorrhea and has not been cured of the same shall be capable of contracting marriage." The penalty for violation is a fine of from \$500 to \$1000 or imprisonment not more than five years or both; and in prosecutions husband and wife may be examined against each other and the attending physician may be compelled to testify.

**Liquor dispensaries.** The sale of liquor through public agents was first established at Athens, Ga. in 1889 and was adopted by South Carolina in 1892. South Dakota repealed its prohibitory law in 1896 and in 1898 adopted a constitutional amendment for the manufacture and sale of liquors exclusively under state control by salaried agents; but the legislature of 1899 refused to enact legislation to put the system in operation, and submitted to vote in November 1900 the repeal of the dispensary amendment. Alabama has authorized counties, cities and towns to establish dispensaries.

**Libraries.** To promote the establishment and efficiency of free public libraries, special library commissions or authorities with similar duties have now been provided in 14 states. During 1899 commissions have been established in Colorado, Indiana, Maine, Michigan and Minnesota. The movement in the direction of library extension through the establishment of state traveling libraries, first undertaken by the New York state library in 1892, has since spread to Iowa, Michigan, Ohio and New Jersey and

during the present year to Indiana, Kansas, Maine, Minnesota and Pennsylvania.

**Art. State institute.** Illinois has authorized cities to create art commissions without the approval of which no work of art may become the property of the city. Utah has established a state institute of art having a governing board of seven members appointed by the governor. The object of the institute is declared to be "to advance the interests of the fine arts, develop the influence of art in education and to foster the introduction of art in manufactures." It is the duty of the institute to make art collections, hold annual exhibits and provide annual lecture courses.

**State biologist.** In Oregon the office of the state biologist has been created to investigate the animal resources of the state and the development of such as have economic value. He will make a study of the fauna of the state and will give special attention to food fish.

**Central control of elections.** The plan adopted in Kentucky in 1898 of placing elections in the hands of a state board elected by the legislature has during the present year been followed in North Carolina. This law creates a state board of elections consisting of seven members elected biennially by the general assembly. The state board appoints and has power to remove county boards of three members who in turn appoint and may remove the registration and election officers. The two judges of election for each precinct must be of different political parties. The general election day has been changed from November to August and the first election under the new law will be held on the first Thursday in August 1900 when the constitutional amendment restricting the franchise will also be voted on.

**Suffrage.** North Carolina has submitted to vote in 1900 a constitutional amendment to disfranchise the illiterate negro. The proposed plan is similar to that adopted by Louisiana in 1898 and makes ability to read and write a section of the constitution a qualification for voting. But white illiterates are practically exempted from this educational qualification by a proviso that it shall not apply to any person entitled to vote in any state prior to Jan. 1, 1867, or to a lineal descendant of such a person who registers before Nov. 1, 1908. A similar plan was considered at the recent session of the Georgia legislature but met a decisive defeat.

**Biennial sessions.** In New York and Georgia bills for submitting the question of biennial sessions to popular vote were defeated. Though but six states still have annual sessions they cling to the plan with great persistency.

**Lobbying.** Wisconsin has adopted an act regulating lobbying. A public register is to be kept containing the names of all lobbyists, the various bills to oppose or promote which they are employed and the names of the individuals or corporations by whom they are employed. Lobbyists are classified as legislative counsel before committees and legislative agents. Within 30 days after the adjournment of the legislature, persons

or corporations employing lobbyists must make a detailed statement of expenditures to the secretary of state.

**Illegal passage of acts.** A decision of the Idaho supreme court in 1897 by implication rendered void all but a few of the laws passed at the four previous sessions of the legislature, and the legislature of 1899 has therefore had the task of reenacting most of the acts passed since Idaho became a state. The court decides that the provisions of the constitution requiring three several readings, the printing of bills and an aye and no vote are mandatory and that the court may go back of the enrolled bill to see if the journals show that these requirements have been complied with.

**Special legislation.** Vermont has followed the plan of requiring the publication of certain classes of local bills for three weeks in a newspaper of the county to which the bill applies at least three weeks previous to the session of the legislature. It has now added to the list requiring such publication that most fruitful source of special legislation, the amendment of city and village charters. Such a safeguard would doubtless prevent much hasty local legislation in the interest of private individuals which is often put through during the closing hours of the session without the knowledge of the localities concerned.

**Distribution of documents.** In order to secure systematic distribution of its publications to the various state and other public libraries, Indiana has enacted that the distribution be made by the state librarian and that he be furnished for this purpose 150 copies of every state publication.

**Labor bureaus.** In 1869 Massachusetts established a labor bureau. Its example has since been followed by most of the states, by the national government and by many foreign countries. During 1899 Idaho has established a bureau of immigration, labor and statistics and Kansas has created a state society of labor, the secretary of which succeeds to the powers and duties of the state commissioner of the bureau of labor and of the state factory inspector.

**Public employment agencies.** A number of states have provided for the regulation and licensing of private employment agencies, but only a few have as yet entered the field in competition with private enterprise. During 1899 Illinois has established free employment agencies in cities of 50,000 to be conducted by officers appointed by the governor. Missouri has directed the commissioner of labor statistics to establish free employment bureaus in cities of 100,000.

**Factory inspection.** Instead of leaving the enforcement of factory laws to individual initiative or to the local police, many states have created departments of factory inspection, others have inspectors appointed by the labor bureau or commissioner, and in Massachusetts the chief of the district police has under his direction a force of factory inspectors. During 1899 inspection departments have been created in Indiana and Tennessee.

**Eight hour day.** During 1899 California, Washington and West Virginia have enacted that eight hours is a day's work on all public work, and Massachusetts that eight hours is a day's work for city and town employees. Colorado has established an eight hour day in mines, smelters and reduction works, except in cases of emergency<sup>1</sup>, and Missouri in mines at a depth of 200 feet or over, other than coal mines.

**Employers' liability.** The liability of employers for injuries to their employees has recently been greatly extended in many states. Under the common law employers are not liable for an injury resulting from the negligence of a coemployee. It is in the railroad business that the injustice of the common law rule has been most evident, and consequently several states have passed laws modifying it as to railroad employees while leaving it in force as to others. During 1899 North Dakota has made railroad companies liable for injuries to employees by reason of negligence of other employees and this liability may not be impaired by contract.

**Corporations.** Delaware has adopted a general corporation law designed to offer special inducements to corporations to organize under its laws. It has reduced its incorporation fee to 15c for each \$1000 of capital while that of New Jersey is 20c and that of New York \$1.25, and hopes to attract many corporations that would otherwise incorporate in New Jersey and other states.

**Trusts. Combinations.** Industrial combination which has attended the recent industrial prosperity has brought about numerous renewed attempts to cope with the assumed evil. Arkansas, Kansas, Michigan, Minnesota, Missouri, New York, North Carolina, South Carolina and Texas have again taken up the solution of the problem. The laws of Arkansas, Michigan, Missouri and Texas are particularly drastic. Besides the national anti-trust act, 29 states and territories have laws specially constructed to prohibit trusts.

**Special tax commissions. Statistics and information.** The Wisconsin tax commission appointed in 1897 submitted its report previous to the meeting of the 1899 legislature. It contains much information relative to taxation in Wisconsin and other states and a good bibliography and seems to have called attention to the need of a much more thorough and systematic investigation of the subject, for an act was passed providing for a commissioner of taxation to be appointed by the governor at a salary of \$5000 to serve for 10 years from May 1, 1899.

The commissioner shall have a general supervision of the system of taxation throughout this state, shall have power to make a thorough investigation thereof, and shall report to the legislature the first day of each regular session the results of his supervision and investigation, and shall formulate and recommend legislation for the improvement of the system and for the equalization of the taxation of the state. He shall keep in his office a public record of his acts and orders, and print from

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<sup>1</sup> Declared unconstitutional by Colorado supreme court.

time to time for general circulation, such information as he may deem proper. In making any investigation, he shall have power to require local officers whose duties pertain to the assessment and collection of taxes, or to the disbursement of public funds, to report to him in form as prescribed by him and to call upon individuals and corporations for information bearing upon the subject of taxation.

For the purpose of systematically securing statistics essential to well considered legislation an act was passed requiring town, village, city and county clerks to make annually to the secretary of state detailed statements of taxes levied. Many tax reforms recognized as beneficial fall of adoption because with the present deficient knowledge of tax conditions it is impossible to make the readjustment without great injustice and loss. The practical legislator recognizes the advantages of a proposed reform but as soon as he tries to formulate it definitely he runs against numerous obstacles that can not be overcome except by a detailed scientific knowledge of all the conditions involved. Without such knowledge any radical change is necessarily blind and haphazard. Wisconsin's efforts to secure systematic information is therefore most interesting and noteworthy.

In Michigan also the permanent tax commission created during the present year, besides being given power to gather statistical information is instructed "to make diligent investigation and inquiry concerning the revenue laws and systems of other states and countries . . . and with the aid of information thus obtained, together with experience and observation of our own laws" to annually recommend changes to the legislature. Texas has created a tax commission consisting of the governor, controller, state revenue agent and "a competent expert in matters pertaining to taxation and revenue" appointed by the governor. It is the duty of the commission to frame a complete tax system and submit it to the legislature of 1901. In New York a joint committee was appointed to investigate taxation and report to the legislature of 1900.

The special joint committee created by the Georgia legislature of 1898 made its report to the session just closed. The committee recommends the adoption of collateral inheritance and income taxes and imposition of a special state tax on the franchises of all quasi public corporations. The committee also recommends the creation of a state board of tax commissioners with large powers of control over the local assessors and exclusive authority to assess railroad, telegraph, telephone and express companies. The general tax bill submitted by the committee was referred to the governor for transmission to the next legislature.

**Tax equalization.** State supervision. Michigan has established a board of three tax commissioners, appointed by the governor for 6 years at a salary of \$2500. The board is given general supervision over local assessing officers, is to visit each county annually, hear and decide complaints and may review and revise the assessment rolls. It is also required to report annually to the legislature the true valuation of corporation and other property.

**Inheritance tax.** In Michigan a direct inheritance tax of 1% on personal property exceeding \$5000 and a collateral inheritance tax of 5% on all property over \$500, has been established. Wisconsin has provided a direct inheritance tax of 1% and a collateral tax of 5% on personal property over \$10,000 and Missouri a collateral inheritance tax of 5% on all property, the proceeds of which are to be devoted to the support of the state university and to other educational purposes. The direct inheritance tax of 2% on personal property above \$5000 established by Pennsylvania in 1897 has been declared unconstitutional, as the \$5000 exemption violates the provision that all taxes shall be uniform on the same class of subjects. The inheritance tax now exists in some form in 20 states.

**Taxation of public franchises.** In New York previous to the present year corporations holding franchises in the streets and public grounds were assessed by the local assessors on the total value of their property including franchises and excluding debts. Franchises were assessed as personalty; but as the companies were permitted to deduct their bonded and floating indebtedness from the total value of their personalty and as indebtedness usually exceeded personalty the result was that the companies paid taxes on their real estate only and franchises were practically exempt. The 1899 act provides that franchises shall be considered real estate for purposes of taxation. The value of the franchise, which is to include the value of all tangible property in any street or public place, is to be determined annually by the state board of tax commissioners, and the other real estate of the corporation is to be assessed as formerly by the local assessors. Many companies were already paying various special local taxes, and in order to make taxation uniform these special taxes are to be deducted from the franchise tax.

Michigan passed an act creating a state board of assessors to tax railroad, express, telegraph and telephone companies on the total value of their property including franchises, at the average rate of state, county and municipal taxes. The act was by implication declared unconstitutional by the decision of the supreme court declaring void a similar act of 1881 applying to telegraph and telephone companies, on the ground that taxation at the average rate is not within the uniform rule prescribed for other property. In consequence of this decision a new act was passed taxing express, telegraph and telephone companies 3% on their gross receipts in lieu of all other taxes and railroads continue to pay on their gross receipts as formerly. A resolution to submit to popular vote a constitutional amendment authorizing assessment of railroad, express, telegraph and telephone property by a state board was defeated at the regular session and Governor Pingree summoned an extra session which met December 18 specially for this purpose but the resolution was again defeated.

North Dakota has submitted a constitutional amendment to vote in 1900 providing for the assessment by the state board of equalization of

the franchises and property of all companies carrying persons, property or messages. Wisconsin has provided for an assessment of express, sleeping car, freight line and equipment companies based on the cash value of their capital stock.

There is a strong tendency to change from gross receipts as a basis of taxation to the total value of property and franchises as determined by a state board; but the gross receipts tax is so much simpler that it continues to be adopted most frequently as may be readily seen by consulting the entries under corporation taxes in the summary of legislation.<sup>1</sup>

**The Torrens system.** This system of land registration was first adopted in the United States by Illinois in 1895. This law was declared unconstitutional in the following year and in 1897 a new law was passed, the constitutionality of which has been upheld by the supreme court. The law is operative in such counties as by popular vote accept it, and as yet has been accepted by Cook county only. In Ohio the Torrens system was adopted in 1896. The law was declared unconstitutional in 1897 and was repealed in 1898. California adopted the system in 1897 and Massachusetts in 1898. Montana has during the present year created a commission to consider the system and report to the legislature in 1901.

**Uniform negotiable instruments law.** In 1896 the national conference of state commissioners on uniform legislation recommended for adoption by the various states *a general act relating to negotiable instruments*. This act was adopted by New York, Connecticut, Florida and Colorado in 1897, by Virginia, Maryland and Massachusetts in 1898 and by North Carolina, North Dakota, Oregon, Rhode Island, Tennessee, Utah, Washington and Wisconsin in 1899. It was also adopted by the United States congress in 1899 for the District of Columbia. When this law is adopted by the rest of the states a reform of the greatest value will have been accomplished. Commercial relations are not bounded by state lines but are national and even world wide. By a uniform codification throughout the United States of this branch of commercial law business will be greatly facilitated.

**Interest. Usury.** The gradual decline in the market rate of interest is being followed by a gradual lowering of the legal and maximum rates prescribed by law. Every year the rates are lowered in a number of states but raised in none. During the past year the legal or maximum rates have been lowered in Michigan, Minnesota, Montana, Oregon and Washington. In Michigan the legal rate has been reduced from 6% to 5% and the contract rate 8% to 7%. Michigan, Illinois and Louisiana are the only states that now have a legal rate as low as 5%. Except in the new states of the west the rate is usually 6%.

**Practice of law.** Maine, Vermont and Wyoming have passed general laws regulating the admission of attorneys. In Indiana a constitutional amendment will be submitted in November 1900 authorizing the legislature to prescribe qualifications for admission to the bar. The legislature of Illinois attempted to exempt certain persons from the rules of the supreme court regulating admission to the bar but the supreme court

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<sup>1</sup> See summary, 1369-1410.

declared the act unconstitutional on the ground that admission to the bar is a judicial act and can not be exercised by the legislature.

**Supreme court.** The number of states that have recently taken steps to increase the number of judges of the supreme court of the state or to establish an intermediate court between the supreme court and the district courts indicates the overcrowding of the supreme court to be quite general. California, Indiana, Kansas, New York and Oregon have during the present year taken steps in this direction.

**Jury verdict.** Colorado has enacted that three fourths of a jury may render a verdict in civil cases and Missouri has submitted a constitutional amendment to vote in 1900 providing that two thirds in courts not of record and three fourths in courts of record may render a verdict in civil cases.

**Slander. Caricatures.** California has made it unlawful to publish caricatures of residents of the state which "in any way reflect upon the honor, integrity, manhood, virtue, reputation, or business or political motives" of the person caricatured or tend to expose him to "public hatred, ridicule or contempt." Not stopping with this, however, it is also made a misdemeanor to publish portraits of residents of the state except public officers and criminals without the written consent of the person concerned. California has also enacted that published articles impeaching the reputation or exposing the natural defects of any person shall be signed by the author under penalty of \$1000, and Florida has followed with a law requiring the signature of the author to articles charging immorality.

**Lynching.** Indiana has adopted a strong law to prevent lynching. The penalty for actively aiding or abetting is fixed at life imprisonment or death and the attorney general may conduct the prosecution. If any person is taken from the custody of an officer and lynched it is made prima facie evidence of failure on the part of the officer to perform his duty and it thereupon becomes the duty of the prosecuting attorney and attorney general to institute impeachment proceedings.

**State architect.** In New York and Illinois the office of state architect has been created to prepare plans and specifications for all buildings constructed or altered at state expense. The salary of the architect is \$7500 in New York and \$5000 in Illinois.

**Municipalities, general.** In New Jersey the governor has been empowered to appoint a commission to report to the legislature of 1900 a revision and codification of the laws relating to cities and incorporated towns.

In 1898 the Ohio legislature provided for the appointment of a municipal code commission of two persons to revise the laws relating to the organization of cities and villages and to prepare a bill for a plan of organization which should be uniform in its operation throughout the state, and in which there should be a separation of the legislative and executive powers. Edward Kibler, one of the members of the commission in *Munic-*



*ipal affairs* for September 1899, states that the commission will report as its conclusion that the principal reforms needed in Ohio are: 1) the abolition of the classification of cities, and the government of municipal corporations by local councils and not by the state legislature; 2) the limiting of the functions of city councils strictly to legislative matters, the confining of administrative functions strictly to the executive department with the mayor as the responsible head and the filling of all subordinate offices and places by the compulsory system of selection known as the merit system of appointment; 3) the nomination and election of all municipal officers including members of the board of education on a nonpartizan ballot. The commission will report its findings, with a bill, to the governor and the report will be submitted to the legislature of 1900.

**Municipal home rule.** In North Dakota city councils have been authorized "to adopt such ordinances, not repugnant to the constitution and laws of the state, as the general welfare of the city may demand" and the New Jersey law for the government of cities under 12,000 provides that the council may make such ordinances not contrary to the laws of the state or of the United States as it may deem necessary "for the good government, order, protection of persons and property, and for the preservation of the public health and prosperity of said city and its inhabitants." Cities and towns in South Carolina have been authorized to adopt any amendment to their charters not inconsistent with the constitution and laws of the state on petition of a majority of the freeholders and a majority vote of the electors.

**Franchises.** A Florida law limits municipal franchises to 30 years and provides for the reservation of the right to buy at the expiration of the franchise, and in Tennessee an act has been passed requiring the submission of franchises to popular vote in cities of 36,000. Indiana has provided that the referendum may be demanded by 40% of the voters in incorporated towns within 30 days after the passage of any ordinance buying a water or light plant or granting any franchise. An 1899 law in Colorado provides that water, gas and electric light franchises hereafter granted or extended may be bought after 20 years by the city or town.

**Police, state control.** In 1894 a law was passed in South Carolina authorizing the governor, secretary of state and controller general whenever they might deem it necessary, to appoint a board of three police commissioners for any city or incorporated town. This law has been repealed by the legislature of 1899.

**Street sprinkling.** Street sprinkling is rapidly becoming a municipal function. Formerly property owners contracted with individuals who undertook to keep the street sprinkled in front of their property. The method which is now being rapidly adopted is for the city to sprinkle as it already paves and cleans the street, and to assess the expense on the abutting owners or pay it from the general fund. Connecticut, Minnesota, Oklahoma, Pennsylvania, Tennessee and Wisconsin have during the present year made provisions for municipal sprinkling.

**Sewerage. Pollution of water.** Sewage disposal and water supply in densely populated states is fast becoming a problem that can not be left to the separate municipalities. Many districts have become so thickly dotted with populous cities and towns that a common system of water supply and sewerage is just as necessary for all the municipalities of the group as it is when a large number of individuals come together and form a city. In New Jersey a state sewerage commission consisting of five members appointed by the governor has been established. It is the duty of the commission to investigate methods of sewage disposal and to prevent the farther pollution of streams. On the petition of the municipalities concerned sewerage districts may be formed. District sewerage boards are to consist of two members from each municipality and one member appointed by the state commission. They are to construct sewerage systems under the supervision and control of the state commission.

**Roads.** A commission has been appointed in Pennsylvania to investigate the subject of good roads and report to the legislature of 1901. In Vermont the office of state highway commissioner has been created to superintend the expenditure of the state road tax by the town commissioners and to give aid and advice to local officials; while in Rhode Island the office of state commissioner of highways has been abolished and the act granting state aid to towns repealed. Wisconsin has referred to the next legislature a constitutional amendment authorizing state taxation to improve highways.

**Bicycles.** To obviate the inconvenience caused by the dissimilar bicycle regulations of the various municipalities of the state, New York has prescribed a set of ordinances and regulations for the use of bicycles that must be adopted by the cities, towns and villages wishing to adopt any regulations whatever. New York and Oregon have passed general laws for the construction of sidepaths by counties. The New York law provides that the county judge may on petition of 50 wheelmen appoint sidepath commissioners to construct and maintain sidepaths on public roads, the expense of which is paid by an annual license tax on bicycles using the paths. A Pennsylvania law provides for the construction of sidepaths by townships, and in Washington cities have been authorized to construct paths. Florida, Illinois, Massachusetts, Michigan, Minnesota and Pennsylvania have passed laws to protect sidepaths from injury.

Beginning with New York in 1896, 13 states (Arizona, Arkansas, California, Colorado, Michigan, New Jersey, New York, North Dakota, Ohio, Rhode Island, South Dakota, Virginia and Washington) have passed laws requiring bicycles to be carried as other baggage. The Washington law was passed during the present year.

**Toll roads, public purchase.** Missouri, New Jersey, New York, Pennsylvania and Tennessee have made provision for the acquisition of toll roads by the local authorities.

**Militia. National guard.** Alabama, Florida, Illinois, Pennsylvania and Wisconsin have adopted general revisions of their military codes. A naval reserve has been established in Maine and Minnesota; Illinois, Massachusetts, New Hampshire and New Jersey authorized additional pay to their volunteers in the Spanish war and New York paid state employees who served in the war their salary during the period of service. 10 states (Arizona, California, Connecticut, Illinois, Maine, Massachusetts, Minnesota, New Hampshire, New York and Vermont) have made it unlawful to deface the national flag or use it for advertising purposes.

**Veterans.** The states have rapidly been extending to veterans of the Spanish war the special exemptions, privileges and provisions for relief enacted for veterans of the civil war. Alabama and Texas passed laws granting state pensions to confederate veterans.

**Charities and corrections, general.** An Indiana law requires the circuit court on petition of 15 citizens to appoint a board of charities and corrections to visit and inspect all charitable and correctional institutions and report to the county commissioners and state board of charities. In New Hampshire the governor and council have been authorized to appoint three commissioners to consider and investigate the subjects of "state support and control of the dependent insane and feeble-minded and methods for moral improvement in the penal institutions of the state." The state controller and president of the state board of charities in New York have been empowered to classify officers and employees of charitable and reformatory institutions and fix salaries in each class. It has been made the duty of the Wisconsin state board of control to inspect semiannually fire equipment, water supply, drainage, heating and ventilating systems in county asylums, poorhouses and jails. A state purchasing agent for eleemosynary institutions has been created in Texas.

**Poor relief.** "To the end that the unnecessary duplication of relief may be avoided and the creation of new families of paupers through misguided and useless alms may cease" Indiana has enacted that overseers of the poor shall cooperate with private organizations and keep informed concerning their work. An Arkansas act authorizes the inhumane practice of letting out paupers to the lowest bidder, who gives bond to house, clothe, feed and furnish medical attendance. Often the best results can be obtained by consolidation of county poorhouses, as a better classification of inmates can thus be maintained and superior facilities provided at a lower per capita cost. With this in view Arizona has enacted that supervisors may contract with other counties for the care of county poor, and Minnesota that district poorhouses may be established in two or more counties of 25,000 joint population.

**Dependent and neglected children.** The duty of the state to interfere in the case of children neglected or growing up under evil influences has been practically recognized during the present year by general laws in Illinois, West Virginia, Washington and Wyoming. The increased consideration now given to the problem of caring for dependent children

is evidenced by the creation of a state board of children's guardians in New Jersey to have general supervision of all dependent children. Numerous regulations have also been passed relative to the placing out of children.

**Epileptics.** The movement of the segregation of epileptics from other classes of dependents continues to make progress. Illinois and Missouri have established epileptic colonies, Texas an asylum for epileptics and North Dakota has referred to the next legislature a constitutional amendment for the establishment of an institution for the feeble-minded.

**Penal institutions.** Consolidation and division of labor are scarcely less noticeable in the case of public institutions than in industry. The economy of organization on a large scale and the benefits of classification are causing the abandonment of township and county institutions and bringing about the adoption of state systems. A state system of penal and reformatory institutions makes possible the segregation of each class of criminals in institutions specially adapted to their treatment, and such a segregation is gradually taking place. New institutions for every class and grade of offenders are being established. The more advanced position of prison legislation is indicated in the names of the new institutions established; they are no longer jails, prisons or penitentiaries but reformatories and reform or industrial schools.

**Criminals, probation.** Just as dosing a healthy person with medicine may make a permanent invalid so the indiscriminate imprisonment of all kinds of offenders whether they show serious pathologic symptoms or not, is responsible for making many confirmed criminals. Massachusetts authorized the appointment of probation officers in 1891, and Vermont has now followed her example. The act provides for the appointment in each county by the county court of a probation officer who may recommend that persons convicted be released on probation, may expend money for temporary support and transportation and must report monthly to the prison commission. Illinois and Minnesota have provided for probation officers for juvenile offenders.

**Indeterminate sentences.** No state has as yet had sufficient confidence in the criminologists to adopt a real indeterminate sentence law. Crime is the result of a diseased or defective social nature, and the only scientific way to deal with it is to keep the criminal under treatment till cured. At present it is evident that the trend is in this direction: many states are adopting maximum and minimum sentence, parole and "good time" laws. Within the present year maximum and minimum sentence laws have been adopted in Colorado and Vermont, and the provisions of the Indiana law have been greatly extended.

**Convict labor.** The governor of Illinois has been authorized to appoint six commissioners to inspect the convict labor systems of other states and report to the legislature in 1901. Kansas has established twine and brick plants at the state penitentiary, authorized the use of convict labor in the repair of certain roads and provided that coal mined at the state

penitentiary shall be limited in amount to the needs of state institutions. North Dakota has authorized the establishment of a twine and cordage plant.

**Insurance.** The New Hampshire insurance commissioner before had authority to recommend rates of insurance, but an 1899 law gives him power on petition to determine reasonable rates and companies must insure at the rate fixed under penalty of \$200 for each refusal. Mutual insurance is at present receiving a good deal of attention from the legislatures. Numerous general laws have been passed regulating fraternal beneficiary societies and farmers mutual fire and other casualty companies. Insurance is rapidly being extended to guard against every kind of loss that is the result of mere chance. Companies to insure against loss by mail or express, and bicycle and plate glass companies have been authorized. The surety and guarantee companies are fast revolutionizing methods of executing official bonds. The states are rapidly authorizing the acceptance of surety companies on all official bonds and many are authorizing the payment of premiums out of public or trust funds.

**Transportation and communication, general.** At an extra session held just previous to the regular session in Kansas, a court of visitation consisting of three elective judges was created and given very extensive control over railroads, express and telegraph companies. The court may establish classifications and rates, prescribe equipment, regulate service and decide all complaints. In case of a strike the court may summon the corporation to appear and may order it to resume operations at once, if after investigation the strike appears just. A receiver may be appointed for any company failing to comply with any of the court decrees; but they are subject to review by the supreme court. The act has recently been held unconstitutional in the United States district court. The Florida legislature under authority of a constitutional amendment adopted in 1898 has vested the railroad commission with judicial power in the exercise of its control over rates and accommodations.

In North Carolina the commission for the supervision of railroad, steamboat, express and telegraph companies has been abolished and a corporation commission created consisting of three elected members to exercise control over railroad, steamboat, canal, express, telegraph, telephone and sleeping car companies, building and loan associations and banks. The commission is to regulate rates and accommodations, and has the authority of a court of general jurisdiction in the exercise of its powers. Arkansas has created a railroad commission consisting of three elected members with power to fix freight and express rates.

**Ticket scalping.** Florida and Maine have prohibited the business of ticket scalping, but the New York anti-scalping law of 1897 has been declared unconstitutional.

**Milage books.** The Michigan law of 1891 requiring railroads to sell 1000 mile books for \$20 has been declared unconstitutional by the United

**States supreme court on the ground that it works a deprivation of property without due process of law.**

**Telephones, public ownership.** Nevada has enacted that county commissioners may buy or construct telephone lines on petition of two thirds of the taxpayers, and Wisconsin has authorized cities, towns and villages to issue bonds for telephone lines.

**Street railways.** In Vermont companies are now required to submit proposed routes to the board of railroad commissioners to determine whether the convenience of the public requires a new road; an appeal to the supreme court may be taken from the decision of the board. The 1897 act of Illinois permitting city councils to grant 50 year franchises and 50 year renewals, which caused such a stir in Chicago when it was thought that the city council might make use of its power, has been repealed and an act permitting 20 year franchises enacted. Under a new act of the legislature Indianapolis has granted a 34 year franchise to the Indianapolis street railway company. At the expiration of the franchise the road may be bought or the franchise again sold. The maximum fare is 5c with universal transfers and 6 tickets must be sold for 25c and 25 for \$1.

In Michigan municipal ownership of street railways has been declared unconstitutional as in violation of the constitution, art. 14 § 9, providing that "the state shall not be a party to, or interested in, any work of internal improvement." The question came up on an act authorizing municipal ownership of the Detroit street railways.

**Bacteriologic laboratories.** In 1898 Maryland, Ohio and Vermont provided for the establishment of bacteriologic laboratories, and during the present year Delaware has authorized the board of health to establish a pathologic and bacteriologic laboratory at Delaware college for the diagnosis of diseases and the analysis of water without charge.

**Tuberculosis.** New York has authorized cities of 250,000 to maintain outside their limits hospitals for the treatment of pulmonary tuberculosis. Washington has required physicians to report tuberculosis patients to the local board of health, whereupon the board must send to patients printed instructions to prevent the spread of the disease and must disinfect premises within five days after death.

**Vital statistics.** Some provision for a general registration of vital statistics is now made by statute in all but 14 states, though the law in many cases is wholly or partly inoperative. During the present year Florida and North Dakota have passed laws providing for a general registration. In Florida a state board of vital statistics is created and in North Dakota the local officials are required to report to the state board of health.

**Practice of embalming.** In 1894 Alabama and Virginia passed laws for the examination and licensing of embalmers. Missouri and Pennsylvania followed in 1895, New York in 1898 and Nebraska, New Hampshire, South Dakota and West Virginia in 1899.

**Beer adulteration.** A Missouri law provides that beer or other malt liquors shall not be manufactured or sold containing any material "other than pure hops or pure extract of hops, or pure barley malt or whole-some yeast, or rice." The enforcement of the law is in the hands of a beer inspector appointed by the governor.

**Adulteration of candy.** Since 1895, 23 states have passed special laws prohibiting the manufacture and sale of candy adulterated with certain injurious ingredients. During the present year Delaware, Idaho, Maryland, New Hampshire and Oregon were added to the list.

**Pawnbroking.** An Illinois law authorizes the incorporation of pawners' societies in Chicago. Dividends may not exceed 6% and the governor and mayor may each appoint one director. Interest may not exceed 1% a month with an additional  $\frac{1}{2}\%$  for insurance and storage. Only one society has as yet been organized under the law.

**Trading stamps.** The trading stamp is a development of the past few years. It appears to be a device to get around the laws that have been passed by various states prohibiting gift enterprises. The New York law reads as follows:

No person shall sell, exchange or dispose of any article of food, or offer or attempt to do so upon any representation, advertisement, notice or inducement that anything other than that which is specifically stated to be the subject of the sale or exchange is or is to be delivered or received or in any way connected with or a part of the transaction as a gift, prize, premium or reward to the purchaser.

The trading stamp is a coupon furnished by the trading stamp companies to dealers in all lines of trade. The dealer gives the stamps to customers as an inducement to make purchases and they entitle the holder to receive goods of a certain value from the trading stamp company. In 1898 Maryland, Massachusetts, Virginia and Vermont prohibited their use and during the present year New Hampshire and Rhode Island have done likewise. Tennessee has required trading stamp companies to pay a \$500 privilege tax in each county and firms using the stamp a \$250 tax.

**Commission merchants.** Illinois, Michigan and Minnesota have provided for the licensing and regulating of commission merchants. In Illinois a state board of inspectors of commission merchants has been created and in Minnesota the railroad and warehouse commission is to exercise supervision.

**Negotiable warehouse receipts.** To better enable farmers to hold their cotton and other staple products till the market improves a bonded warehouse act has been passed in Georgia permitting warehousemen to give bond in amount equal to the capacity of their warehouses and to issue negotiable warehouse receipts. It is expected that the experiment will prove very beneficial to the agricultural interests of the state.

**Horticulture.** Legislation in the interest of horticulture and specially for the extermination of injurious insects and pests continues to

exact a great deal of attention. In Indiana the office of state entomologist has been created; Montana has established a state board of horticulture; Missouri a fruit experiment station the manager of which is to inspect trees and shrubs. Texas has authorized the employment of an expert entomologist at the state agricultural and mechanical college, to devise means of destroying insect pests.

**Commercial feeding stuffs.** In 1897 Massachusetts and Maine provided for the inspection of concentrated commercial feeding stuffs; Vermont followed in 1898 and Connecticut, New York and Rhode Island during the present year.

**Forestry.** A state forestry commission has been created in Michigan, a state forestry board in Minnesota and the office of game and forestry warden in Oregon. To encourage forestry Indiana has enacted that permanent forest reservations shall be appraised for taxation at \$1 an acre.



## SUMMARY OF LEGISLATION

1 Oct. 1898 — 30 Sep. 1899

## Public morals

(See also Crimes, 2555; Religious corporations, 962)

## Family

(See also Family property, 1565; Guardianship, 1845; Charities—children, 3506)

## Marriage

- 1 **Parties.** Persons afflicted with syphilis or gonorrhea incapable of contracting marriage; felony; husband or wife shall be examined against the other; physician compelled to testify. Amending C. L. §8593. Mich. 247, 15 Je
- 2 **License.** County recorder to issue; form of license and certificate; records to be kept; marriages not to be solemnized without license. Repealing R.S.'87 §2434-35, 2437. '95 p.166 reenacted to correct illegality in passage. Id. p.278, 14 F
- 3 When applicant can not produce official record of birth probate judge may issue order to overcome reasonable doubt of clerk or registrar, who shall receive notice and issue certificate. Amending '94 ch.401 §2. Mass. 197, 28 Mr
- 4 To be issued by county clerk five days before ceremony; minors to obtain parents' written consent. Amending R. S. '98 ch. 107. Wis. 301, 29 Ap
- 5 Not to be granted except on written authority of parent or guardian when either party is under 16. Tenn. 26, 27 Mr
- 6 Recovery of penalty for improper issuance to minor amended. Code '96 §2849. Ala. p. 39, 23 F
- 7 Failure to return license to registrar punishable by fine of \$2 to \$10 [formerly \$10]. Amending G. L. '88 §2787. Ct. 24, 23 Mr
- 8 **Solemnization. Record.** Persons authorized to solemnize must first receive the license; county clerk [formerly person solemnizing] shall collect recorder's fee; certificate to be delivered to recorder within 30 days [formerly three months]. Amending G.S. §473-74, 477-78. Nev. 35, 6 Mr
- 9 No justice shall solemnize unless he is also clerk of city or town, city registrar, clerk of court, or assistant to one of these, or has been designated by governor. Mass. 387, 23 My

- 10 Performing ceremony without license punishable by \$50 to \$500 fine. Tex. 170, 5 Je
- 11 Private files in cases where probate judge deems it best to keep dates of marriage secret shall be open to inspection only on order of circuit or supreme court, made on request of person so married or when necessary to protect property rights. Amending '97, 180. Mich. 232, 9 Je
- 12 Certificates of marriage, in counties where records have been destroyed, to be re-recorded. Mo. p. 322, 31 Mr

## Divorce

- 13 Grounds. May be granted in cases of insanity; proceedings. '95 p.11 reenacted to correct illegality in passage. Id. p.232, 14 F
- 14 Incurable insanity continuing two years, the person so suffering having been confined in an asylum for the time, made a cause for divorce. Amending R. C. '95 §2737, 2743. N. D. 77, 6 Mr
- 15 Confirmed habits of intoxication from use of liquors, opium or other drugs a cause for divorce. Amending '93, 179. Me. 79, 15 Mr
- 16 Plaintiff. Two years residence not required for divorce for adultery. Amending R. S. §1478. Fla. 65, 19 My
- 17 Divorce not granted unless plaintiff has been bona fide resident of state for one year [formerly 90 days] preceding commencement of suit and is citizen of United States or has declared intention to become such. Amending R. C. '95 §2755. N. D. 75, 3 F
- 18 Trials. Procedure. Committee of general assembly to which petition has been referred may give notice of hearing to attorney general. Ct. 20, 21 Mr
- 19 Amending notice to nonresident party. G. L. '88 §2804; '93, 8. Ct. 108, 11 My
- 20 Co-respondent in action on ground of adultery has right to demand service of summons, so that he may appear in defence. Amending C. C. P. §1757. N. Y. 661, 25 My
- 21 Courts of common pleas may appoint masters in proceedings. Pa. 3, 10 Mr
- 22 One justice of the supreme court to be a quorum for trial of petitions. Amending G.L. ch.222 §3; '97 ch.451 §3. R. I. 649, 6 Ap
- 23 Case to be submitted to jury on written request of either party filed on or before return day of libel. Amending R. S. ch. 60 §8. Me. 121, 17 Mr
- 24 Defendant may voluntarily appear; testimony not to be taken in two [formerly four] months after filing bill. Amending C.L. §8624. Mich. 210, 26 My

- 25 Causes may be submitted in courts of equity for final decree at term time or in vacation in divorce cases after a decree pro confesso has been obtained. Ala. p. 118, 14 D '98
- 26 Amending appeal in cases for divorce. R. S. '93 ch. 75 §4. Del. 291, 16 Mr
- 27 Alimony. Courts of record may punish refusal to pay. Amending C.L. §10,891. Mich. 230, 9 Je
- 28 Pending suit, court may enjoin husband from conveying his property or from conveying, concealing or interfering with property or clothing of wife or minor children. Amending Vt. S. §2688. Vt. 56, 22 N '98
- 29 Enforcement of liens for. Vt. 57, 22 N '98
- 30 Children. Court making decree of divorce or any justice thereof in vacation may dispose of minor children. Amending R. S. ch. 60 §17. Me. '94, 16 Mr
- 31 When divorce is granted for offense of husband or wife, court may compel husband to maintain children. Amending R.C.'95 §2761. N. D. 78, 24 F
- 32 Change of name. Court, after granting divorce, may change name of wife and children. Del. 290, 24 F

## Support of family

- 33 Husband not liable for wife's ante-nuptials debts except by virtue of written contract; applies only to future marriages. Ark. 5, 1 F
- 34 County may sue father, mother or children for support. Amending R.S.'87 §2531. '97 p.52 reenacted to correct illegality in passage. Id. p. 301, 18 F
- 35 Supreme and superior courts may order man to contribute to family's support. Amending '97, 175. Me. 25, 1 Mr
- 36 Court may release person convicted of failure to provide for wife or child on bond; neglected party may sue on bond; convict to be fined or imprisoned on default. Amending G. S. §6536. Minn. 74, 21 Mr
- 37 Necessaries furnished to family are chargeable on property of both husband and wife or either. Amending G. S. §5533. Minn. 325, 20 Ap
- 38 Board, lodging and medical attendance of apprentice to be furnished by master or employer or by parent or guardian. Amending '96 ch. 272 §71. N. Y. 448, 27 Ap

## Amusements

(Relating chiefly to restricted amusements. See also Bicycles, 3265; Clubs, 960)

- 39 **Gambling. Lotteries.** Regulations for suppression of gambling.  
Id. p. 389, 6 F
- 40 **Felony to keep place for playing 'craps.'** Amending '83, 230.  
Tenn. 5, 2 Mr
- 41 **Penalty for keeping Klondike or other gambling machine in place of public resort.**  
Vt. 121, 29 N '98
- 42 **Referring to next legislature constitutional amendment authorizing the incorporation of a lottery.**  
Nev. j. r. 10, 6 Mr
- 43 **Racing.** Licenseing of book-making and pool selling amended ('97 p. 100).  
Mo. p. 170, 17 My
- 44 **Governor to appoint three [formerly two] persons to collect tax imposed on race courses; state divided into two districts for this purpose. Amending '98 ch. 396 §20.**  
N. Y. 414, 24 Ap
- 45 **Unlawful for bicycle race or other contest to continue longer than 12 hours in 24.**  
N. Y. 316, 14 Ap
- 46 **Prize-fighting.** Repealing P. C. '87 §657 making spectators guilty of misdemeanor.  
Ari. 40, 14 Mr
- 47 **Penalty for instigating \$1000 to \$5000 and one to three [formerly two] years; sparring matches of limited rounds excepted. Amending P. C. §412.**  
Col. 121, 20 Mr
- 48 **Prize-fighting a misdemeanor; athletic associations to pay annual license of \$1000 or more for sparring matches.**  
Col. 123, 6 Ap
- 49 **Shows. Theaters.** Prohibiting public exhibitions of criminals and deformed persons.  
Ill. p. 148, 22 Ap
- 50 **Penalty for reproducing obscene language on phonograph or giving immoral show.**  
Me. 105, 17 Mr
- 51 **License may be withheld from theatrical exhibition employing child acrobats under 15.**  
Wis. 330, 3 My
- 52 **Amending R. S. '87 §1445, 1454, relating to show and exhibition licenses.**  
Wy. 91, 21 F
- 53 **Fine for wearing hat at theater or other indoor amusement.**  
Wy. 74, 21 F

## Intoxicating liquors. Narcotics

## Prohibition

- 54 **State.** State liquor agents to be appointed to sell liquor to city and town agents in cities and towns which by vote decide to have local liquor agents for sale of liquors for medicinal, scientific and sacramental purposes; rules governing sales; penalties for adulteration and for unauthorized sale. Repealing P. S. '91 ch. 112 §1-14.  
N. H. 71, 11 Mr

- 55 Amending management of town liquor agencies; each town to keep a record open to inspection of each sale and person to whom made; audit of accounts of agencies (Vt.S. ch.187; '94, 72).  
Vt. '88, 22 N '98
- 56 Towns may close their town liquor agencies; county commissioner to revoke license of town agent.  
Vt. 89, 29 N '98
- 57 Local option. Question of prohibition in counties to be submitted on petition of *one third* [formerly one fourth] of electors for *supervisor* [formerly governor]; supervisors to take action on petition at *next regular* [formerly special] meeting; on affirmative vote supervisors *shall* [formerly may] order prohibition; notice to be published *every week till act takes effect* [formerly four times]; *home grown wine or cider in five gallon lots may be sold*; penalty for first offense fine and [formerly or] imprisonment; *druggists in prohibition counties shall report weekly to prosecuting attorney persons procuring liquor, dates, quantities and purposes; reports open to public.* Amending '89, 207.  
Mich. 183, 18 Ap
- 58 Regulations for calling special town meetings to vote on question of liquor selling when question was not properly submitted to regular meeting. Amending '97 ch. 312 §16.  
N. Y. 398, 21 Ap
- 59 On petition of one third of the voters, the county commissioners shall order an election in the county, city or town to decide as to the sale of liquor; certain counties excepted.  
N. C. 551, 6 Mr
- 60 Dispensaries. Incorporated cities and towns in which the sale of liquor is not prohibited by law, may sell liquors; not more than one dispensary for each 10,000 population; dispenser elected for term of two years; salary; county commissioners may conduct dispensaries at places outside cities and towns and not under prohibitory law; regulation; certain counties excepted.  
Ala. p. 108, 18 F
- 61 Submitting the question of repeal of art. 27 of constitution: that the manufacture and sale of liquors be under exclusive state control and be conducted by agents paid by salary, not commission. *Vote November 1900.*  
S. D. 64
- 62 Use of palmetto tree label by state board of control prohibited.  
S. C. 75, 3 Mr

#### Liquor licenses

- 63 General—regulation. Regulations for granting amended (G. L. '88 §3064; '97, 154).  
Ct. 186, 15 Je
- 64 Amending '93 175 regulating appeals from decision of county commissioners granting.  
Ct. 161, 9 Je; 223, 22 Je

- 65 Minor amendments to liquor law ('73, 418). Del. 246, 30 Mr
- 66 Regulating method of granting permits where majority of electors petition for sale. Fla. 86
- 67 Revision of laws relating to number of places which may be licensed. Mass. 462, 2 Je
- 68 Licensing sale in incorporated parks; application to be signed by 12 freeholders. N. J. 77, 22 Mr
- 69 Local licenses remain in force till first Tuesday of July *after they become effective* [formerly after granting thereof]. Amending R.S.'98 §1548. Wis. 166, 1 Ap
- 70 Lawful to sell on trains; state license \$10 a car. Wy. 83, 21 F
- 71 Rates. Wholesale license in small towns \$200 [formerly \$150] a year. Amending '97, 49. Ct. 172, 9 Je
- 72 Persons selling liquor not to be drunk on the premises to pay license of \$200 a year. Amending '91 p. 33. Id. p. 21, 2 F
- 73 Excise boards. Town trustees may grant licenses; amending '77, 92. Ind. 60, '85. *Unconstitutional*. Amendment to an act which itself has been declared unconstitutional. *Copeland v. Town of Sheridan*, 51 N. E. 474.
- 74 Creating an excise department in seaside or summer resort cities voting to accept act. N. J. 214, 24 Mr
- 75 Fees of excise commissioner in cities of 200,000 amended; 60% to go to state ('93 p.149). Mo. p.176, 17 My
- 76 Miscellaneous. Amending R.S.'46 p.577 relating to residence of freeholders recommending a license for an inn or tavern in a borough. N. J. 145, 24 Mr
- 77 Correcting R.S.'98 §1562 as to expenditure of license money. Wis. 351, 4 My
- 78 50% of the money collected for licenses to go to school fund of the school district, 40% to county road fund, and 10% to state treasury [formerly 10% to state and 90% to county]; exception as to cities. '95 p.37 *reenacted to correct illegality in passage*. Id. p.242, 14 F
- Regulations and restrictions. (See also Adulteration, 4161)
- 79 Saloons. Minor under 18 not to be employed in handling liquors. Mass. 413, 25 My
- 80 Prohibiting the drinking of liquor on premises when sold in quantities of one quart or over [formerly one quart to five gallons]. Amending '89, 53. N. J. 147, 24 Mr
- 81 Special places prohibited. Misdemeanor to sell within four miles of school or church; incorporated towns and cities excepted. Fla. 22, 2 Je
- 82 Sale prohibited within two miles of certain named churches, schools and places. N. C. 696, 8 Mr

- 83 Unlawful to sell within four miles of a schoolhouse *in towns of not over 2000 hereafter incorporated* [formerly all towns excepted]. Amending '87, 167. Tenn. 221, 17 Ap
- 84 Repealing R. S. '98 §4299 forbidding sale near Indian reservations. U. 46, 9 Mr
- 85 Prohibiting sale within 2000 feet of soldiers' homes; grounds excepted. Ill. p. 149, 21 Ap
- 86 *Special times prohibited. All saloons* [formerly within one half mile] *to be closed from 10 to 3 on Decoration day in all cities, towns and villages where memorial exercises are held.* Amending '97, 213. Minn. 266, 18 Ap
- 87 *Persons to whom sale prohibited. Not to be furnished minors.* Del. 246, 30 Mr
- 88 Misdemeanor for minor to represent himself as of age in order to obtain. Amending '81, 121. Nev. 81, 14 Mr
- 89 Repealing '97 p.68 which made it unlawful to sell at retail on credit. Mon. p. 104, 16 F
- 90 When husband fails to support family, wife may serve notice on keepers of saloons and gambling places and may recover damages arising from failure to observe notice. Wy. 71, 21 F

#### Illegal traffic. Prosecutions

- 91 *Penalties. Misdemeanor to procure liquor for another in prohibited district.* Ark. 191, 8 My
- 92 *Penalty for selling in prohibited district not over 12 months [formerly and not less than three] or not over \$1000 [formerly and not less than \$500].* Repealing '97, 37. Fla. 85, 2 Je
- 93 *Penalty for selling without license or allowing sale on premises \$50 to \$200 and six months in jail.* Tenn. 161, 7 Ap
- 94 *Arrest. Seizure. Judicial officers on information or their own knowledge or reasonable belief to issue warrant to search for and destroy liquors in prohibited districts; peace officers failing shall forfeit commission; owner to have day in court.* Ark. 13, 13 F
- 95 *Justice may on complaint filed issue warrant to search premises, seize liquors and arrest person suspected of selling without license.* Amending R. S. '98, §1551. Wis. 194, 18 Ap
- 96 *Prosecutions. Amending Vt. S. §4522-29 relative to abatement of illegal selling as a common nuisance.* Vt. 90, 29 N '98
- 97 *When justice or police court has no jurisdiction but thinks the offender is guilty of violating liquor laws, bond shall be required for appearance at supreme court.* Amending P.S.'91 ch.112 §28. N. H. 50, 8 Mr

**Intoxication. Inebriates**

- 98 'Dipsomaniac may be detained in hospital *not over two years*; may be discharged when trustees deem him *no longer subject to inebriety*. Amending '89, 414; '97, 474. **Mass.** 325, 2 My
- 99 Applicant for commitment of dipsomaniac and witnesses to be examined on oath; patient to be served with summons; entitled to hearing; on appeal to superior court issue may be submitted to jury on appellant's request. Amending '89, 414. **Mass.** 266, 12 Ap

**Tobacco. Opium**

- 100 Manufacture and sale of cigarettes forbidden; except filled with Cuban or Florida tobacco to be shipped out of state. **Fla.** 71
- 101 Sale of cigarettes and tobacco to minors under 16 forbidden; fine '\$10 to \$100'. **Tex.** 139, 23 My
- 102 Penalty for selling to minor under 21 cigarettes or tobacco or paper to make them \$100 to \$300 [formerly \$10 to \$50]. Amending Digest '94 §1817-18. **Ark.** 75, 22 Mr
- 103 *Every* [formerly every white] person who keeps an opium resort or who buys or smokes opium guilty of misdemeanor. Amending R.S.'87 §6830-32. '93 p.22 reenacted to correct illegality in passage. **Id.** p. 172, 9 F

**Order. Decency**

(See also Crimes, 2555)

- 104 **Inhumanity.** Misdemeanor to deprive child of necessary food, clothes or medical attendance, or to excessively chastise or to mutilate. **Fla.** 60, 1 Je
- 105 Society for prevention of cruelty to animals, or other similar society, may destroy animals found maimed and abandoned; penalty for abandonment. **S. C.** 70, 6 Mr
- 106 Unlawful to dock horse's tail. **Col.** 93, 6 Ap; **Minn.** 68, 18 Mr
- 107 Court may remit fines where animal cruelly treated is surrendered for destruction. **Vt.** 119, 19 N '98
- 108 State board of four members known as West Virginia Humane society created to protect children, the aged and animals; appointed by governor; power to receive children under 16 surrendered, or under 14 abandoned or mistreated by parents; procedure. **W. Va.** 9, 21 F
- 109 Revision of laws as to corporations to prevent cruelty to children and animals. **Mich.** 206, 25 My
- 110 Membership corporations for the prevention of cruelty to children or animals shall be subject to visitation of supreme court. Amending '95 ch. 559 §16. **N. Y.** 360, 18 Ap



- 111 **Prostitution.** Cities, towns and villages may regulate or suppress.  
'97 p. 18 reenacted to correct illegality in passage. Id. p. 295, 16 F
- 112 Unlawful to send minor under 18 to deliver message or letter at house of ill fame. Minn. 313, 20 Ap
- 113 Felony to keep house, tent, vehicle, resort or place of any kind or description for indecent purposes. Amending G. S. §6575. Minn. 158, 11 Ap
- 114 Prohibiting the use of prairie schooners and covered vehicles for purposes of prostitution. S. D. 120, 16 F
- 115 Traveling on highways for purpose of prostitution a felony; penalty. Mo. p. 168, 12 Ap
- 116 **Bastardy.** Amending Ann. S. '99 §6817-26 relating to. S. D. 50, 24 F
- 117 Procedure in bastardy cases amended. G. L. '88 §1206. Ct. 105, 11 My
- 118 Abolishing fees in bastardy cases for entering, furnishing copies and transmitting respondent's bond to superior court. Mass. 333, 4 My
- 119 Clerks of police, municipal and district courts may approve bastardy bonds. Mass. 262, 10 Ap
- 120 **Obscene literature and advertisements.** Misdemeanor to make obscene drawings or writing in any public place or to advertise indecent play. Amending R. S. '98 §4590. Wis. 128, 8 Ap
- 121 **Sunday observance.** Commissioner of labor to investigate Sunday labor. Minn. 148, 11 Ap
- 122 Corporations or persons ordering work in shops to be done on Sunday guilty of misdemeanor. S. C. 72, 6 Mr
- 123 Closing barber shops on Sunday. Del. 264, 23 F
- 124 Every Sunday shall be close season for birds and game. Mass. 116, 1 Mr
- 125 Sunday laws not to affect the running of electric cars. Ct. 63, 19 Ap
- 126 Permitting certain trains to be run on Sunday between 10.30 a.m. and 3 p.m. Ct. 48, 6 Ap
- 127 Unlawful to fire gun or pistol on Sunday. Ga. p. 107, 9 D '98
- 128 Fine for Sabbath-breaking \$1 to \$10. Amending R. C. '95 §6847. N. D. 142, 8 Mr
- 129 **Disorderly conduct.** Unlawful to discharge firearms, except in self defence, while on passenger train. Ala. p. 154, 23 F
- 130 Misdemeanor to discharge or recklessly handle firearms on passenger train. Fla. 40, 29 My
- 131 Drunkenness and shooting on or near highways forbidden. S. C. 67, 3 Mr

- 132 Increasing fine and imprisonment for disturbing the public peace. Amending Vt. S. §5043. Vt. 120, 18 N '98
- 133 Weapons. Carrying concealed metal knucks a misdemeanor. Amending Code '95 §341. Ga. p. 60, 20 D '98
- 134 Cities of 100,000 may fix fees for carrying revolvers; fees to go to sick and pension fund of police department. N. J. 126, 23 Mr
- 135 Dead bodies—dissection. Unclaimed bodies of criminals and paupers in Kent county to be delivered to *Grand Rapids* medical college. Amending C. L., §5897-98. Mich. 193, 10 My
- 136 Unclaimed bodies [formerly bodies unclaimed by relatives] requiring burial at public expense may be given to physician; other amendments to '97, 28 relating to advancement of anatomical and surgical science. N. H. 10, 15 F
- 137 Repealing '97, 203 regulating the procuring and distributing of dead bodies for the promotion of medical science. N. C. 8, 14 Ja
- 138 Bodies of deceased paupers may be given to medical schools; regulations. Okl. 22, 10 Mr
- 139 Creating state commission to dispose of unclaimed bodies of paupers and criminals in counties of 40,000; distribution to medical colleges. Tenn. 206, 12 Ap
- 140 Curfew. Cities may by ordinance prohibit the loitering of children on the streets at night. Ct. 217, 20 Je

## Education

(See also Deaf and dumb, blind, 3533)

### School organization

- 141 General. Systems. Codes. General school law; state board of public instruction; state superintendent; county superintendent; teachers certificates; school fund; institutes; textbook commissioners to furnish uniform textbooks; school trustees. '93 p.187; '93 p. 31, 156, and '97 p. 11, 25, 28, 96 reenacted to correct illegality in passage. Id. p. 85, 6 F  
Amended. Id. p. 337, 28 F; p. 435, 6 Mr; p. 439, 7 Mr
- 142 General revision of school law. N. C. 732, 7 Mr
- 143 General school law; duties of superintendent of public instruction; state board of education to consist of governor, secretary of state and superintendent of public instruction; powers; to prepare courses of study and grant state certificates; county superintendent; to apportion school funds and conduct examinations for county certificates; teachers institutes. Or. p. 209, 20 F

- 144 Generally amending school code ('97, 118). Wash. 142, 15 Mr
- 145 Commission created to revise school laws. W. Va. j. r. 12, 4 F
- 146 Minor amendments to school law (R.S.'97 ch. 122).  
Ill. p. 349, 22 Ap
- 147 Common schools in cities of 100,000. Ind. 200, 4 Mr
- 148 Township, town and city school trustees to have complete management of schools; minimum school term six months; to establish high schools, joint high schools or pay tuition of pupils in high schools of other school corporations. Ind. 192, 4 Mr
- 149 Amending school law (C. S. '97, §4665, 4805, 4806, 4811) as to registration of voters, appointment and salary of attorney, and secretary of school board, beginning of term of office, and bond of treasurer. Neb. 59, 1 Ap; 66, 1 Ap
- 150 Amending '97 p. 136; P. C. '95 §1793, 1794 relating to classification of districts, election of trustees and their organization.  
Mon. p. 57, 3 Mr
- 151 Meetings. Elections. Suffrage. Elections; women may vote; property qualification \$100, but in districts of under 1000 widows and men having children may vote. Or. p. 22, 15 O '98
- 152 Electors residing in district 30 days prior to election entitled to vote. Amending R. S. '98 §428. Wis. 233, 20 Ap
- 153 Special elections may be held in districts in cities of 50,000 [formerly 100,000] to 300,000; method of voting loans and levies. Amending '93 p. 238. Mo. p. 354, 3 Ap
- 154 Calling of town school meeting by *selectmen* [formerly clerk]. Amending Vt. S. §728. Vt. 60, 19 N '98
- 155 Election of directors amended (C. L. '97 §1532). N. M. 80, 16 Mr
- 156 Amending P. C. '95 §1772 relating to election of trustees.  
Mon. p. 56, 28 F
- 157 Illegal voting at school meeting a misdemeanor. Minn. 98, 25 Mr
- 158 Directors attending triennial conventions for electing county superintendents to be paid \$1 and expenses; misdemeanor for candidates to pay expenses of directors. Pa. 8, 18 Mr
- Districts. Place of attendance**
- 159 Formation. Division. Consolidation. Commissioners of each county in which there is territory not organized for school purposes may create districts; any school township containing city of 800 may organize exterior territory. Amending R. C. '95 §660. N. D. 143
- 160 Districts in unorganized counties must contain 12 [formerly 20] children of school age and 25 [formerly 50] voters; striking out provision as to limits. Amending '97 ch. 99 §6.  
Minn. 46, 9 Mr

- 161 Formation of new districts amended ('95 p. 267).  
Mo. p. 346, 27 Ap
- 162 Part of one district wholly surrounded by another to be detached and added to latter.  
Minn. 293, 19 Ap
- 163 Commissioners' courts may change boundaries of districts when petitioning patrons live nearer school in other district or are cut off from their own school by obstacles. Amending R. S. '95 art. 3938.  
Tex. 183, 6 Je
- 164 New district formed from one or more old ones, is entitled to just share of school moneys of old districts and to all [formerly part] of special tax raised in new. Amending '97 ch. 118 §116.  
Wash. 14, 21 F
- 165 Issuance of bonds by districts shall *not* prevent formation of new districts *whether bonds have been paid or not*. Amending '97 ch. 118 §72.  
Wash. 14, 21 F
- 166 Three taxpayers having children from 5 to 12 living one and one half miles from school may appeal to probate judge from trustees' decision as to boundaries. Amending C. L. §4749.  
Mich. 258, 23 Je
- 167 Person or district affected by alteration of district may appeal to county commissioners who shall hear de novo; notice filed with any member of board if there is no clerk; indebtedness of districts affected shall be apportioned justly. Amending '97 ch. 118 §4.  
Wash. 14, 21 F
- 168 Alteration of boundaries of union free school districts amended ('94 ch. 556 t. 8 §30).  
N. Y. 540, 5 My
- 169 Partially depopulated districts may, upon petition, be attached to adjacent ones; compensation allowed for conveying pupils living three miles from school.  
Kan. 177, 6 Mr
- 170 Independent municipal districts. Providing for special districts and special taxes; election held on petition of one fourth of tax-paying electors.  
Fla. 17, 5 Je
- 171 Cities under 20,000, under special charters, and having the government of the public schools may extend their control to schools in territory annexed.  
Ill. p. 345, 12 Ap
- 172 City districts of 100,000 to 300,000 may annex adjoining city districts of less than 100,000; vote.  
Mo. p. 358, 6 Ap
- 173 Amending rules relating to the attaching of adjacent territory to independent districts (Ann. S. '99 §2530).  
S. D. 78, 6 Mr
- 174 Place of attendance. Minor amendment to power of trustees to admit pupils from other districts (R. S. '87 §1530 ¶14).  
Ari. 8, 21 F
- 175 Pupils in a district without a graded school may attend school in another district of the county; tuition to be paid by state; regulations.  
Del. 219, 9 Mr

- 176 Application for transfer of child from one school corporation to another; appeal may be carried to state superintendent; tuition. Ind. 188, 4 Mr
- 177 Revision of law as to children in unorganized townships. Ma. 89, 16 Mr
- 178 District boards empowered to admit pupils from adjacent districts and adjacent unorganized territory; privilege not to be refused when parents own property in district. Amending R. C. '95 §696. N. D. 84, 9 Mr
- 179 Child may attend in adjoining town. Amending Vt. S. §689. Vt. 25, 28 N '98

#### Officers. Boards

- 180 School officers and teachers may act as agents for their own publications. Amending '73 ch. 25 §23. Tenn. 24, 27 Mr
- 181 State. Governor to appoint three additional members of board of education. Amending Ann. S. '97 §4420. Ind. 193, 4 Mr
- 182 Salary of superintendent to be paid in *monthly* [formerly quarterly] instalments. Amending C. L. '97 §1516. N. M. 80, 16 Mr
- 183 Superintendent shall be ex officio treasurer and secretary of state board of education [formerly elected by board]. Amending '75 ch. 90 §12. Tenn. 343, 19 Ap
- 184 Referring to next legislature constitutional amendment fixing term of superintendent at two years. *Not repassed by legislature of 1899.* Wis. j. r. 22, '97
- 185 Referring to next legislature amendment to constitution fixing term of superintendent at four years. Wis. j. r. 16
- 186 Expenses of assistant superintendent and library clerk to be paid by state; superintendent may appoint mailing clerk, salary \$1000. Wis. 297, 28 Ap
- 187 Superintendent shall hold *two* [formerly four] annual conventions with county superintendents for purposes of consultation and advice. Amending R. S. '98 §166. Wis. 59, 24 Mr
- 188 County. Creating office of superintendent; to hold teachers examinations, to inspect schools and to apportion school fund. '97 p. 79 reenacted to correct illegality in passage. Id. p. 306, 17 F
- 189 On failure of county board to fill vacancy in the office of superintendent the county judge shall meet with the board and cast the deciding vote. Amending R. S. '97 ch. 122 §14. Ill. p. 343, 22 Ap
- 190 Revision of law governing superintendents; term *four* [formerly two] years; bond \$5000 [formerly \$1000]; liable to *impeachment* [formerly county commissioners might dismiss]. Ind. 143, 3 Mr
- 191 Term of office of superintendent to begin in *May* [formerly January]. Kan. 244, 4 Mr

- 192 Fixing qualifications of superintendent. **Kan.** 245, 4 Mr
- 193 Superintendents in counties of 28,000, where special laws fix salary at \$1000 or less with no clerk hire, must visit schools; salary to be fixed by general laws. **Minn.** 239, 17 Ap
- 194 Election of school commissioner amended ('95 p. 262). **Mo.** p. 350, 11 My
- 195 Chairman of board of education may administer oaths. **N. C.** 89, 13 F
- 196 Board of education abolished. Repealing '97, 108. **N. C.** 374, 4 Mr
- 197 Boards of education to consist of superintendent and two persons *elected for four years* [formerly appointed by county commissioners for two years]. Amending '95, 31. **Nev.** 13, 28 F
- 198 Repealing '89, 51-52, providing for election or appointment of superintendents in certain counties. **Nev.** 105, 20 Mr
- 199 Amending compensation of superintendent ('97, 60). **N. M.** 24, 1 Mr; 25, 1 Mr
- 200 Superintendent not to receive per diem payment. Amending C. L. '97 §1524. **N. M.** 80, 16 Mr
- 201 Term of office of superintendent to begin first Monday in July after election. **Okl.** 30 art. 1, 10 Mr
- 202 Fixing qualifications of deputy superintendents. Amending **Okl.** S. '93 §5762. **Okl.** 30 art. 3, 24 F
- 203 Applicants for position of superintendent to be examined in October *and other times fixed by state board; those standing 90% on average and below 70% in no study exempt from further examination.* Amending '95, 54. **Tenn.** 231, 17 Ap
- 204 Person under contract to teach no longer ineligible to election as superintendent. Amending R. S. '98 §702a. **Wis.** 351, 4 My
- 205 Candidate for superintendent must have taught [formerly successfully] eight months in state; *his affidavit prima facie evidence.* Amending R. S. '98 §37. **Wis.** 351, 4 My
- 206 District. Township. Towns of not over 1500 may abolish boards of trustees and give control to township trustees. **Ind.** 160, 3 Mr
- 207 Voter owning *in his own right* property *assessed* [formerly liable to assessment] eligible to school district office. Amending C. L. §4669. **Mich.** 184, 28 Ap
- 208 District officers shall be elected third Saturday in July [formerly June]; take office August [formerly July] 1. Amending '97, 195. **Minn.** 15, 17 F
- 209 School boards may fill vacancies in board till next general election. **Minn.** 193, 13 Ap
- 210 Repealing '91, 81, and supplementary acts, providing for election of trustees. [Revised law of '97 ch. 88 covers the same ground.] **Nev.** 105, 20 Mr

- 211 Two or more towns or special districts may unite to form supervisory district for employing a superintendent of schools; regulations. N. H. 77, 11 Mr
- 212 Certain officers of districts not to teach in schools. Amending G. L. ch. 61 §6. B. I. 620, 3 Mr
- 213 Where school and civil districts are not coextensive, three directors shall be elected biennially. Tenn. 218, 13 Ap
- 214 School trustees shall be elected on first Saturday in *April* [formerly June] and enter on duties on first of *May* [formerly July]. Amending R. S. '95 art. 3953. Tex. 37, 15 Mr
- 215 Including school trustees in law against bribery. Pen. C. '95 t. 5 ch. 1. Tex. 181, 5 Je
- 216 Amending duties of directors and of clerk of board. Vt. S. §673, 679-80. Vt. 20, 1 D '98
- 217 Municipal and independent. Term of members of board of education in cities of 1500 to begin in *May* [formerly July]. Amending C. S. '97 §4806. Neb. 66, 1 Ap
- 218 Boards in cities of 100,000 voting to accept this act to consist of nine members elected from city at large for three year term; vacancies. N. J. 74, 22 Mr
- 219 Boards in cities of 100,000 may appoint secretary; term not to exceed five years. N. J. 186, 24 Mr
- 220 Superintendents in cities of 100,000 to have such powers and duties as the boards may determine; salary not to exceed \$4500. N. J. 183, 24 Mr
- 221 Providing uniform method of electing trustees in independent districts and repealing R. S. '95 art. 4008, making county judges and mayors of cities and towns ex officio members. Tex. 51, 30 Mr
- 222 Boards of education not affected by raising village to fourth class city. Amending R. S. '98 §925, subdiv. 115. Wis. 287, 28 Ap
- 223 Districts containing city of 1500 and spending on schools \$4000 in year ending July 1, 1898 may have seven directors. Wis. 317, 2 My

#### Buildings. Grounds

- 224 Construction. County commissioners on request of school board may after vote of taxpayers contract debts for school real estate. Fla. 21, 1 Je
- 225 Boards in city districts under 10,000 may issue bonds for school-houses. Minn. 155, 11 Ap; 237, 17 Ap
- 226 On notice from the board that additional accommodations are needed council may make appropriation; bonds. N. J. 108, 23 Mr

- 227 Municipalities may borrow money to restore schoolhouses damaged or destroyed; limit; sinking fund; temporary quarters.  
N. J. 198, 24 Mr
- 228 County superintendent may, if a district refuses to build schoolhouse, transfer portion of school fund to school building fund.  
N. M. 46, 15 Mr
- 229 Districts may borrow \$500 for building purposes.  
Or. p. 21, 15 O '98
- 230 Boards of education in taxing districts of 60,000 may issue \$30,000 additional bonds for buildings.  
Tenn. 273, 22 Ap
- 231 Districts adjacent to incorporated town may build and control schoolhouse in town.  
Tenn. 328, 20 Ap
- 232 Sites. Grounds. Board of education may acquire sites for schoolhouses under the law of eminent domain.  
Ill. p. 349, 22 Ap
- 233 Cities of 36,000 may condemn land for schools. Amending '91, 41.  
Tenn. 382, 21 Ap
- 234 Care. Sanitation. Repealing '97, 17 creating territorial schoolhouse insurance fund.  
Okl. 17 art. 2, 2 Mr
- 235 District boards must provide water closets for school buildings.  
Neb. 61, 7 Mr

### School finance

State taxes and funds. (*See also* State finance, 1059)

- 236 Permanent free school fund may be invested, first in United States, state or county bonds; then in municipal bonds; boards of education shall have 10 days option on county or municipal bonds approved by attorney general at price offered by best bona fide bidder. Amending R. S. '95 art. 3892-94.  
Tex. 87, 20 Ap
- 237 Taxes. General property tax of 1 mill levied for schools.  
Ala. p. 217, 23 F
- 238 Legislature may appropriate \$100,000 for schools from state treasury and levy a school tax; total to equal \$5 a child. Amending '94, 335.  
N. J. 31, 15 Mr
- 239 Collateral inheritances to be taxed 5%; proceeds to be for support of state university and for educational purposes.  
Mo. p. 328, 19 Ap
- 240 Funds. Lands. (*See also* Public lands, 1125) 16th-section fund to be transferred to permanent school fund.  
Ark. 159, 8 My
- 241 Commissioner of school fund in his annual report to state amount of interest due and unpaid for six months or more. Repealing G. L. '88 §356.  
Ct. 34, 30 Mr
- 242 Amending salary of commissioner of school fund (G. L. '88 §3706).  
Ct. 162, 9 Je



- 243 General law relating to management of school lands and funds derived from them. Repealing C. S. '97 ch. 80. Neb. 69, 1 Ap
- 244 Repealing G. S. §1363-64 authorizing state superintendent to draw percentage allowed by United States on sale of public lands. Nev. 105, 20 Mr
- 245 Repealing requirement that territorial school fund be kept separate from others (C. L. '97 §1540). N. M. 80, 16 Mr
- 246 State finance law '98, 360 amended as to disposition of surplus moneys arising from foreclosure of loan office mortgages made to secure investments of education fund. N. Y. 458, 27 Ap
- 247 Commissioner of university and school lands authorized to lease lands for two years to clear same of weeds; rent in advance. N. D. 166, 9 Mr
- 248 Fixing fees in office of commissioner of university and school lands. N. D. 165, 24 F
- 249 Generally amending laws relating to management of the irreducible school fund. Or. p. 156, 18 F
- 250 Withdrawing from sale certain school lands and reducing rate of interest on loans from school and university funds. Or. p. 76, 17 F
- 251 Lands recovered from railroads or other parties by state shall be part of permanent school fund. Tex. 81, 18 Ap
- 252 Repealing R. S. '95 §3898-3901 transferring 1% of permanent school fund to available fund annually. Tex. 14, 1 Mr
- 253 Investment of funds. Loans from school fund on real estate amended (G. L. '88 §357). Ct. 36, 30. Mr
- 254 Submitting constitutional amendment allowing permanent educational funds of the state to be loaned on school district bonds and on state warrants. *Vote November 1900.* Id. p. 330, 3 Mr
- 255 State land commissioners may accept deed from mortgagor of lands on which school money has been loaned and discharge him from the debt. Id. p. 439, 6 Mr
- 256 Submitting constitutional amendment permitting permanent school and university funds to be invested in local government bonds which will not make debts exceed 15% [formerly 7%] of assessed valuation. *Vote November 1900.* Minn. 92, 23 Mr
- 257 State treasurer may invest school fund in bonds of school districts [formerly at not less than 5% interest]. Amending '86, 45. N. J. 130, 23 Mr
- 258 Referring to next legislature amendment to constitution authorizing school funds to be invested in municipal bonds. N. D. p. 261
- 259 Permanent school fund may be invested in county bonds [formerly bearing 5% interest]. Amending R. S. '95 art. 3893. Tex. 137, 23 My

- 260 School funds may be loaned for erection of school buildings or *refunding indebtedness*, for not over 15 [formerly 10] years at 3 1-2% [formerly 4%]. Amending R. S. '98 §258, 261.  
Wis. 129, 8 Ap
- 261 Surplus school funds may be invested in town, village, city or county bonds netting 3½%; may be loaned to boards of education at 3 1-2% [formerly 4%].  
Wis. 130, 8 Ap
- 262 Apportionment. State aid. Manner of payment to county of its apportionment of school fund amended (Code '96 §3601).  
Ala. p. 45, 16 D '98
- 263 State school funds to be withheld from towns neglecting to *cramine teachers, have prescribed instruction given or provide textbooks*. Amending R. S. ch. 11 §7.  
Me. 64, 11 Mr
- 264 State aid to rural schools \$35,000 [formerly \$20,000] annually; not over 30% [formerly 20%] of districts in county to be aided in any year; *schools of two rooms, with one teacher holding first grade certificate and one at least second grade, entitled to \$100* [formerly \$50]. Amending '97, 259.  
Minn. 54, 11 Mr
- 265 Revision of laws as to state high school board and state aid; inspectors of high and graded schools; four classes of schools to be aided: state high, \$85,000; graded, \$26,000; semigraded, \$11,000; rural, \$40,000.  
Minn. 352, 21 Ap
- 266 Repealing '93, 421, appropriating to each district an amount equal to its special school tax.  
N. C. 393, 6 Mr
- 267 Appropriating \$100,000 annually to schools of the state, to be apportioned to counties on the basis of school population.  
N. C. 637, 8 Mr
- 268 Minor amendments relating to apportionment of tuition fund.  
N. D. 83, 6 Mr
- 269 Distributing the funds to arise from leasing territorial school lands.  
Okla. 25, 10 Mr
- 270 Controller of treasury shall certify to county judge amount of warrant for school funds sent semiannually to county trustee.  
Tenn. 395, 21 Ap
- 271 No state funds to go to districts unless school is maintained *seven* [formerly six] months. Amending R. S. '98 §554.  
Wis. 115, 1 Ap
- 272 State superintendent to apportion school money to counties *between December 10 and 15* [formerly November 1]. Amending R.S.'98 §1072a.  
Wis. 351, 4 My
- 273 *Miscellaneous regulations.* Annual and enumeration reports of school directors good under their official oaths when *signed*; misdemeanor to certify falsely.  
Ark. 47, 7 Mr

274 State board may spend \$1000 annually for school registers, blanks and forms. **Mass.** 111, 28 F

275 Repealing C. L. '97 §1539, requiring territorial treasurer to give bond as treasurer of school fund. **N. M.** 80, 16 Mr

#### County taxes and funds

276 Taxes. School law amended as to making alphabetic lists of resident taxpayers by school board, and as to records of school taxes by county clerk and collector (R. S. '89 §7999, 8067-68, 8070). **Mo.** p. 348, 29 Ap

277 Collection of delinquent school taxes slightly amended (R. S. '89 §8071). **Mo.** p. 352, 29 My

278 Investment of funds. County auditor shall provide bulletin board; post monthly statement of unloaned school funds. **Ind.** 95, 24 F

279 Counties may acquire title to lands mortgaged to secure school funds, in case of default and inability to sell for enough to pay loan. **Ind.** 39, 17 F

280 County court not to loan school funds to county officer. Amending R. S. '80 ch. 143 art. 1. **Mo.** p. 351, 29 My

281 Submitting constitutional amendment: counties to invest permanent school and endowment funds in bonds of school corporation, state, county or municipality, or in first mortgages on improved farm lands. *Vote November 1900.* **S. D.** 63

282 Accounts. Clerk shall register all district and general school fund warrants; unlawful to pay till registered. **Ark.** 115, 13 Ap

283 Treasurers shall pay school funds [formerly pro rata] on registered warrants [formerly if payment asked in 30 days after notice]; orders of any board of directors [formerly except single school districts in cities and towns] shall be presented in 60 days. Amending Digest '94 §7081, 7085. **Ark.** 121, 17 Ap

284 Distribution of school funds to districts by county superintendent amended (Ann. L. '87 §2608). **Or.** p. 225, 22 F

285 Warrants for school expenses except salaries to be countersigned by county superintendent and by him recorded. Amending '97, 85. **Tenn.** 410, 22 Ap

286 County treasurer shall have commission of  $\frac{1}{2}\%$  for receiving and same for disbursing school funds. Amending '97, 17, special. **Tex.** 187, 6 Je

#### District finances

287 Taxes. School districts over 50,000 may levy additional school tax of  $1\frac{1}{2}$  mills. **Minn.** 77, 20 Mr

288 District tax not to exceed 15 [formerly 9] mills for support. Amending G. S. 1558. **Minn.** 117, 3 Ap

- 289 Amending C. S. '97 §4672 relating to tax limit in any district for general purposes. Neb. 60, 31 Mr
- 290 Collector of school district taxes to give notice that taxes may be voluntarily paid during next 30 [formerly 14] days. Amending '96 ch. 575 §81. N. Y. 440, 25 Ap
- 291 *Debts.* School authorities on petition of majority of heads of families must submit to vote whether bonds shall be issued to refund debt evidenced by bonds or warrants. Amending P. C. §1880. Cal. 78, 13 Mr
- 292 Interest on school bonds and unpaid teachers orders must not exceed 7% [formerly 8%]; funds loaned by township treasurer shall bear interest at not less than 5% [formerly 6%] nor more than 7% [formerly 8%]. Amending R. S. '97 ch. 122. Ill. p. 351, 24 Ap
- 293 Districts having 40 children of school age may have debt of \$750. Amending C. L. §4717. Mich. 190, 10 My
- 294 Depositories for district sinking funds authorized; bond required. Amending R. C. '95 §779. N. D. 145, 18 F
- 295 Districts having indebtedness in excess of constitutional limit may issue extension coupons on bonds coming due. S. D. 54, 24 F
- 296 Districts must make returns of bond elections to county auditor. S. D. 56, 6 Mr
- 297 Bonds issued for sites, buildings or for refunding indebtedness shall not exceed 4% [formerly 3%] of assessed valuation. Amending Ann. S. '99 §2547. S. D. 57, 4 Mr
- 298 *Accounts.* Unlawful to employ teacher unless district has money to its credit in county treasury, or taxes to be paid are sufficient. Ark. 196, 8 My
- 299 Each school district to appoint three taxpayers to audit accounts. Wis. 162, 12 Ap

**Municipalities. Special districts**

- 300 *Taxes.* Amending '97, 181 relating to tax levy for schools in cities of 15,000; cities of 30,000 [formerly 40,000] given special powers. Kan. 252, 23 F
- 301 Cities of 50,000 may levy additional tax of 1½ mills for schools. Minn. 40, 6 Mr
- 302 Cities under 10,000 may levy special school tax to cover deficiencies, not over 15 mills. Minn. 297, 19 Ap
- 303 In cities of 80,000 the board of education shall report annually to city council *the number of mills tax on the dollar* [formerly the amount of money] necessary for schools. Neb. 68, 31 Mr

- 304 In enforcing collection of school taxes in independent districts, the board of trustees, president and county attorney shall perform the duties devolving in similar cases on city council, mayor and city attorney respectively. Amending R. S. '95 art. 4002.  
Tex. 108, 12 My
- 305 Cities under 40,000 may levy additional school tax of 1 mill.  
Wis. 81, 30 Mr
- 306 Estimate of city school expenses shall be made prior to *March 1* [formerly October 1]; *council shall fix levy before April 1.* Amending R. S. '98 §925 subdiv. 119, 142. Wis. 186, 14 Ap
- 307 Debts. Legalizing city school bonds issued pursuant to '93, 204, and 95, 128 if carried by two-thirds vote Minn. 9, 9 F
- 308 Independent school district bonds to draw not over 5%; not to be sold under par; amount to be designated by voters. Repealing '97, 359. Minn. 103, 29 Mr
- 309 Accounts. Funds. Creating teachers salary fund in counties and cities constituting but one district. Cal. 64, 8 Mr
- 310 In cities, towns and villages with two or more districts school money from licenses to be divided between districts according to number of children. '95 p. 90 reenacted to correct illegality in passage. Id. p. 253, 14 F
- 311 In cities of 1,000,000 president of board of education may use rubber stamp signature on city warrants. Pa. 20, 30 Mr
- 312 Amending apportionment of town school money to special school districts (Vt. S. §848, 850). Vt. 20, 1 D '98

### Teachers

- 313 Employment. Pay. Contracts between teachers and school corporations shall be in writing; public record of contracts.  
Ind. 111, 23 F
- 314 Salaries of teachers payable *monthly* [formerly quarterly].  
Ga. p. 70, 21 D '98
- 315 Generally amending '96, 32 relative to teachers retirement fund.  
N. J. 178, 24 Mr
- Qualifications. Examinations. Certificates
- 316 Examinations. Certificates. State board of examiners for teachers; superintendent of education to be president; questions to be prepared and printed by board and sent to county superintendents who shall conduct examinations and return papers to board; board marks the papers and issues certificates; fee for examination.  
Ala. p. 217, 10 F
- 317 Boards in cities of 30,000 to 100,000 may examine and issue certificates. Amending '89 p. 256. Ill. p. 344, 24 Ap

- 318 Examinations to be conducted by county superintendent; questions furnished by state superintendent; applicants may have their papers examined by state superintendent and receive state license. **Ind.** 216, 6 Mr
- 319 Revision of law as to examinations and certificates. Repealing G. S. §3747; '95, 182. **Minn.** 101, 27 Mr
- 320 General law; four grades of certificates; state board of examiners established; graduates of state university entitled to first grade county certificate. **Wy.** 70, 21 F
- 321 Minor amendments to G. S. '97 ch. 63 §117, 165-66, relating to examining committee of boards. **Kan.** 178, 6 Mr
- 322 Repealing '77 ch. 74 subch. 7 §20 relating to appointment of examiners for independent districts. **Minn.** 354, 21 Ap
- 323 Granting of certificates amended ('93 p. 251; '91 p. 211). **Mo.** p. 361, 29 My
- 324 Certificates issued by superintendent of public instruction *shall* [formerly may] be accepted by school committees. Amending '95, 49. **N. H.** 12, 21 F
- 325 State board shall issue two year certificates in music, drawing, penmanship, kindergarten work and foreign languages. **Nev.** 72, 14 Mr
- 326 Misdemeanor to draw voucher for teaching branches not authorized in teacher's certificate; penalty. **Nev.** 72, 14 Mr
- 327 State board may grant temporary certificate for specified district, valid till next regular examination; may issue high school and *grammar grade* life diplomas. Amending '95 ch. 91. **Nev.** 78, 16 Mr
- 328 Amending time of holding teachers quarterly examinations by county board of examiners and disposition of papers after three years. **Or.** p. 36, 1 O '98
- 329 County teacher's examination fee \$2 [formerly \$3]; permanent primary county and city certificate to holders of second grade four year certificates passing in history of education and psychology; holder of low grade certificate may *at any time during validity thereof* [formerly one year from date] take examination on additional subjects for higher grade; mental and moral science no longer required. Amending R. S. '95 t. 86 ch. 13. **Tex.** 186, 6 Je
- 330 Amending Vt. S. ch. 35 relative to examinations and permits. **Vt.** 20, 1 D '98
- 331 City superintendents may issue certificates, after examination, to teach any special branches provided by board and approved by state superintendent. **Wis.** 148, 10 Ap

- 332 **Higher certificates. Graduates.** Minor amendment to granting of state diplomas (Ann. S. '91 §3967-68). Col. 135, 29 Ap
- 333 State superintendent may countersign life state certificates of other states having equivalent requirements, thus making them valid in Indiana. Ind. 201, 4 Mr
- 334 Authorizing three year certificates and life certificates to certain graduates of the state univeristy and of institutions in the state having equal requirements. Kan. 179, 3 Mr
- 335 University certificate valid two years from date *thereof* [formerly of graduation]. Amending '95, 181. Minn. 20, 25 F
- 336 State superintendent may authorize holders of college diplomas to teach *on filing evidence of required amount of study of psychology and pedagogy.* Wis. 120, 7 Ap
- 337 Unlimited certificate to be given to holders of college and normal school diplomas after two years experience *for foreign or one year for home graduate.* Amending R. S. '98 §458c. Wis. 237, 21 Ap
- 338 **Normal school graduates.** Graduates of normal department of Georgia normal and industrial college may teach without examination. Ga. p. 70, 20 D '98
- 339 Graduates of state normal may teach without further examination; life diploma after two years experience. Mon. p. 51, 22 F
- 340 Normal school standings may be accepted in lieu of examination for first to third grade certificates, in three years. Wis. 104, 30 Mr

#### Institutes. Training classes

- 341 State aid to county institutes not to exceed \$100 [formerly \$60] a year in any county; aggregate not over \$3000 [formerly \$1800]. Amending C. L. §4844-45. Mich. 64, 2 My
- 342 State and county institute funds and special county appropriations may be applied to support of teachers training schools; teacher shall not receive pay for more than five days attendance at institute or training school. Amending R. C. '95 §751, 757. N. D. 81, 9 Mr
- 343 County superintendent to make annual report to secretary of state teachers reading circle concerning circles in his county and to provide an annual examination. Amending Ann. S. '99 §2515. S. D. 77, 25 F
- 344 Board of regents may spend annually \$12,000 [formerly \$8000] for institutes, \$6000 [formerly \$2000] of which from general fund. Amending R. S. '98 §408. Wis. 179, 14 Ap
- 345 Authorizing county boards to establish training schools in any county not containing state normal; county training school boards created; state aid. Wis. 268, 26 Ap

## Normal schools

- 346 **Established.** Northern Arizona normal near Flagstaff. Repealing '97, 25. Ari. 24, 11 Mr
- 347 State normal at San Francisco; \$20,000. Cal. 141, 22 Mr
- 348 State normal at Albion; trustees; management. '93 p. 179; '97 p. 42 reenacted to correct illegality in passage. Id. p. 228, 14 F
- 349 State normal at Lewiston. '93 p. 6 reenacted to correct illegality in passage. Id. p. 164, 7 F  
 Amended as to terms of first trustees. Id. p. 369, 6 Mr
- 350 Western Illinois state normal. Ill. p. 72, 24 Ap
- 351 State normal at Marquette; \$25,000 for building. Mich. 51, 28 Ap
- 352 State normals at Randolph, Johnson and Castleton continued till 1920. Vt. 21, 1 N '98
- 353 Summer sessions of state university authorized, in graduate and closely related courses, including psychology and history and philosophy of education, for benefit of white teachers. Ga. p. 69, 22 D '98
- 354 **Government. Management.** Local [formerly joint] boards of state normal schools to elect school presidents who shall be ex officio members of joint [formerly and local] board; joint board consists of *chairman and two* [formerly all] members of local boards. Amending P. C. §354, 1489, 1492. Cal. 63, 8 Mr
- 355 Name of state normal school changed to state normal college. Mich. 52, 28 Ap
- 356 Repealing restriction on number of teachers in model schools at state normals (G. S. §3844). Minn. 358, 21 Ap
- 357 Repealing '97, 119; '95, 217 defining duties of local boards of state colored normals. N. C. 73, 10 F
- 358 State board of normal school commissioners established; governor to also appoint one person for each school to act with board and state superintendent of education in matters pertaining solely to the school. Vt. 22, 30 N '98
- 359 Regents of normal schools shall be the state superintendent and 10 appointees [formerly nine and the governor]; term *five* [formerly three] years; not over *one* [formerly two] from same congressional district. Amending R. S. '98 §393. Wis. 74, 30 Mr
- 360 **Funds. Support.** Making levy for normal schools *specific in amount* [formerly percentage]. Amending R. S. '98 §390, 406a. Wis. 170, 13 Ap
- 361 **Free scholarships.** At state normal 200 [formerly 100] free scholarships may be maintained. Amending R. S. '98 §2305. U. 82, 20 Mr
- 362 **Instruction.** New Mexico normal *university* [formerly school] to add courses in manual and kindergarten training. N. M. 18, 17 F



## Attendance. Instruction

## Attendance

- 363 Compulsory attendance. Children between 8 and 14 must be sent to school at least 12 weeks each year; regulations. **Ari.** 13, 2 Mr
- 364 In districts of over 350 school population all children between 8 and 14 shall attend school not less than 20 weeks each year; exception; minors between 14 and 16 unable to read and write English to attend school till certificate is given; truant officer and his duties; penalties. **Col.** 136, 12 Ap.
- 365 Revision of compulsory education law ('97, 185). **Ind.** 244, 6 Mr
- 366 Compulsory school attendance from 8 to 16 years, for entire session, in all districts and cities; boards may appoint truant officers and establish special schools for truants, vicious and wandering children. **Minn.** 228, 14 Ap
- 367 Children from 7 to 15 must attend school for six months every year, in cities of 10,000; board may approve private schools where instruction is in English; truant officers; children under 15 not to be employed except in vacations unless excused by board of education; \$25 fine for employing during school session child under 16 who can not write his name. **Wash.** 140, 14 Mr
- 368 Children between 7 [formerly 8] and 16 to attend school; other amendments to G.L. '88 §2102. **Ct.** 19, 21 Mr
- 369 Children between 8 and 14 must attend some public, private or *parochial* school; *board of education to serve notice on delinquent parents.* Repealing C. S. '97 §4853-54. **Neb.** 67, 31 Mr
- 370 Children graduates of grammar school may be granted certificates allowing them to work in manufactories. Amending P. S. '91 ch. 93 §12. **N. H.** 84, 11 Mr
- 371 Truancy. Cities of 100,000 must and cities of 25,000 to 100,000 may establish truant schools; regulations. **Ill.** p. 346, 24 Ap
- 372 Revision of truant laws. **Me.** 80, 15 Mr
- 373 Judge may release truant for specified time in case of death or illness of near relative. **Mass.** 201, 28 Mr
- 374 Minor amendment to C. L. §11,766 as to commitment of truants to reformatory. **Mich.** 75, 11 My
- 375 School boards *shall* [formerly may] appoint truant officers; duty of officers in regard to children not in school and children in manufacturing establishments amended. **P. S.** '91 ch. 92 §15-18. **N. H.** 70, 11 Mr
- 376 Any *child* [formerly boy] who is an habitual truant and incorrigible may be sentenced to Vermont industrial school. Amending **Vt. S.** §718. **Vt.** 26, 21 N '93

- 377 Conveyance of pupils. Consolidation of schools. School committee may pay scholar's board instead of providing conveyance. Amending '97, 295. Me. 48, 8 Mr
- 378 Verbal amendments to '97, 295 as to discontinuing schools and carrying children. Me. 56, 10 Mr; 62, 11 Mr
- 379 Conveyance shall be provided when necessary *in the judgment of committee*. Amending '97, 295. Me. 74, 15 Mr
- 380 Any school may be discontinued when *average attendance for 10 consecutive days* [formerly when number of pupils residing nearest] shall be less than four. Amending R. C. '95 §704. N. D. 81, 9 Mr
- 381 Board shall submit question of consolidating common schools, on petition of majority of electors; two thirds majority required; board shall in such case transport pupils to and from school. Amending R. C. '95 §704. N. D. 81, 9 Mr
- 382 Town school directors *on application of 10 taxpayers shall* [formerly may] use portion of school money for conveyance of children *living one and one half miles from school*. Amending Vt. S. §685. Vt. 23, 30 N. '98
- 383 School year. Minimum term in certain counties to be *three* [formerly five] months. Amending R. S. '87 §1531, 1576. Arl. 56, 16 Mr
- 384 Power to fix length of terms given to county boards of education. Ga. p. 71, 22 D '98
- 385 School year shall be not less than *six* [formerly five] nor more than nine months. Ill. p. 350, 12 Ap; 21 Ap
- 386 Minimum term to be seven months. Pa. 26, 4 Ap
- 387 Schools to be kept open three months; controller general to make estimate of deficiency and apportion to counties for schools the income from sale of liquors by the state. S. C. 85, 3 Mr
- 388 Age. Census. Children over 5 to be admitted to public school; children over 4 may be admitted; kindergartens may be established for children over 3. Ct. 54, 14 Ap
- 389 Children attaining age of 5 after beginning of term not to be admitted to graded schools till next year without special permission of school board or directors. Amending Vt. S. §709. Vt. 24, 30 N '98
- 390 School census to be taken by *county superintendent* [formerly school supervisor] every 10 [formerly four] years. Amending R. S. §260-61. Fla. 18, 1 Je
- 391 School census to be taken at least every five years in cities of 300,000. Amending '97 p. 220. Mo. p. 352, 12 Ap
- 392 School census to be taken in *June* [formerly December]. Amending R. C. '95 §707. N. D. 81, 9 Mr

393 Amending '97 ch. 215 §5 relating to enrolment by assessors of number of children of school age. Pa. 57, 19 Ap

394 Amending G. L. ch. 100 §21 relating to the taking of school census. R. I. 621, 3 Mr

#### Textbooks

395 **State supervision.** Creating state board of commissioners to contract with publishers for uniform free textbooks for schools for six years; but any school district may decide not to have free textbooks and may sell to pupils books adopted by commissioners. Id. p. 401, 9 Mr

396 Creating state board of commissioners; to select textbooks to be used in schools for period of six years without change; publishers to contract to sell at fixed price. Or. p. 87, 17 F

397 Creating state textbook commission; uniform texts, not to be changed oftener than five years; contracts with publishers or authors. Tenn. 205, 13 Ap

398 Uniform textbooks to be adopted by state commission additional to those named in '97, 179. Kan. 176, 2 Mr

399 State textbook commission made permanent; contracts may be renewed. Amending '97 ch. 179 §2. Kan. 31, 6 Ja

400 No adoption or contract for free textbooks shall be for less than three nor more than five years; publishers to furnish to superintendent of public instruction lists of books, prices and sample copies; board to provide free books when two thirds of voters petition or when board see fit [formerly submitted to popular vote]. Amending R. C. '95 §863-64. N. D. 82, 8 Mr

401 Repealing '97, 198 providing for uniform textbooks. Mich. 27, 30 Mr

402 **County contracts.** Counties may adopt uniform textbooks on vote of electors; county book boards to select texts; special districts may adopt different books; books in use in counties not adopting shall not be changed for one year. Ark. 89, 31 Mr

403 County board of public instruction to adopt uniform textbooks. Fla. 19, 5 Je

404 **District contracts.** Revising free textbook law. Vt. S. ch. 41. Vt. 27, 30 N '98

405 School directors to provide free textbooks and school supplies; contracts with publishers; agreement with local dealer. Wy. 29, 16 F

#### Branches. Courses. (See also Deaf and dumb, blind, 3533)

406 **Courses. Grades.** Boards of education in cities of 3000 to 10,000 may maintain public *primary, kindergarten, grammar and evening* schools. Amending '83 ch. 49 §798. Cal. 83, 14 Mr

- 407 **Special branches.** Physiology and hygiene, including effect of stimulants and narcotics, to be taught in common schools; after two years teachers must be examined therein. Ark. 52, 10 Mr
- 408 Arbor and bird day to be designated by governor each spring. Amending G. S. '88 §1756. Ct. 14, 17 Mr; 70, 20 Ap
- 409 Arbor day to be observed in the schools. '90-91 p. 196 reenacted to correct illegality in passage. Id. p. 133, 7 F
- 410 Governor may designate arbor and bird day. Minn. 36, 3 Mr
- 411 Physical education to be part of daily training in all schools supported by state. N. D. 85, 8 Mr
- 412 State constitution to be taught in primary and secondary schools. Amending '91, 132. Tenn. 28, 23 Mr
- 413 Humane treatment of animals to be taught in all public schools, at least 10 minutes every two weeks; no extra textbooks to be required. Amending R. S. '95 art. 3908a. Tex. 135, 23 My
- 414 **Kindergarten.** May be established for children over 3. Ct. 54, 14 Ap
- 415 School districts may maintain in connection with public schools. Mon. p. 64, 16 F
- 416 May be established by board of education of any district; special certificate for teachers. Amending R. S. '74 p. 763. N. J. 133, 24 Mr
- 417 Question of maintaining may be submitted to vote in districts having graded school of over two departments; boards of education in cities under 40,000 to estimate cost of kindergartens and council to act thereon. Amending R. S. '98 §430. Wis. 298, 28 Ap
- 418 Boards in districts containing city, town or village of 1000 may establish kindergartens; teachers must be graduate of kindergarten college or, in addition to teacher's certificate, be examined in kindergarten methods. W. Va. 41, 24 F
- High schools**
- 419 Counties of fourth and fifth classes, as classified for county salaries, may organize into high school districts; vote; tax levy. Col. 100, 8 Ap
- 420 Every town [formerly towns with grand list not exceeding \$900,000] to be partly reimbursed by state for tuition paid by high school pupils. Amending '97 ch. 249 §2. Ct. 71, 20 Ap
- 421 Districts in counties not maintaining a county high school may pay tuition of their pupils in other high schools. Kan. 250, 4 Mr
- 422 Revision of laws as to state high school board and state aid; inspectors of high schools. Minn. 352, 21 Ap

- 423 Authorizing the establishment of county high schools after vote; trustees; regulations. **Mon.** p. 59, 3 Mr
- 424 To be open to nonresident pupils free; in lieu of tuition from pupil, the school to receive from county an allowance for each pupil; restrictions. Amending C. S. '97 §4724, 4800, 4805, 4856. **Neb.** 62, 1 Ap
- 425 Graded high school admitting students without charge from any part of the state entitled to money from state high school board; inspection; \$4000 annual appropriation. Amending R. C. '95 §868-73. **N. D.** 81, 9 Mr
- 426 County court may establish county high schools; county board created to control; additional tax of 1½ mills. **Tenn.** 279, 22 Ap
- 427 Establishing an academic department in state normal school; branches required for admission to state university to be taught; annual appropriation \$5000 [formerly \$3000]. Amending Code '91 ch. 45. **W. Va.** 16, 22 F
- 428 Two or more adjoining towns *or school districts*, or one or more towns *or school districts* and an incorporated village *or city* may unite to maintain high school. Amending R. S. '98 §491. **Wis.** 57, 24 Mr
- 429 State aid to high schools limited to \$100,000 [formerly \$50,000]; not over \$75,000 [formerly \$25,000] of this to be paid to graded school districts. Amending R. S. '98 §496. **Wis.** 214, 19 Ap
- Miscellaneous school regulations**
- 430 State board to furnish cards for testing pupils' eyesight by teacher. **Ct.** 104, 11 My
- 431 Towns may establish vacation schools; attendance not compulsory and not to count on required time. **Mass.** 246, 10 Ap
- 432 Supplies. Districts may spend \$25 annually for maps, books and apparatus, *if approved by electors*. Amending Digest '94 §7045. **Ark.** 21, 27 F
- 433 Evening schools. Adults may enter evening schools. Amending Vt. S. §834. **Vt.** 28, 30 N '98
- 434 Lectures. Providing additional instruction in natural history, geography, etc. by means of pictorial representations and lectures in certain free common schools; superintendent of public instruction to supervise. **N. Y.** 489, 2 My
- 435 Private schools. Providing for incorporation of Ursuline academies. **Mich.** 135, 21 Je
- 436 School committee contracting for tuition of pupils in academy *having under \$10,000 endowment to act with equal number of academy trustees in hiring teachers and arranging course of study*. Amending R. S. ch. 11 §34, **Me.** 6, 10 F

## Higher and professional education

- 437 **State institutions generally.** (Blind and deaf and dumb schools are sometimes included in definition) Indiana university, Purdue university and state normal to report receipts and expenditures in detail to state auditor semiannually. Amending '95, 80.  
Ind. 183, 4 Mr
- 438 Providing for incorporation of societies to aid students in state institutions. Mich. 250, 15 Je
- 439 Joint committee appointed to inquire into management, prosperity and needs of the various institutions of the territory.  
N. M. p. 198, 1 Mr
- 440 Amending tax levy for territorial institutions. '97 art. 11 ch. 32.  
Okl. 28 art. 4, 9 Mr

## State universities

- 441 **Establishment. Government.** Summer sessions of state university authorized, in graduate and closely related courses, including psychology and history and philosophy of education, for benefit of white teachers. Ga. p. 69, 22 D '98
- 442 Regents to serve *six* [formerly two] years. Amending '89 p. 17.  
Id. p. 392, 28 F
- 443 Repealing '75, 76 giving board of regents control of buildings and grounds and power to employ principal of preparatory department. Nev. 105, 20 Mr
- 444 Board of visitors for Norwich university established; four appointees of governor and superintendent of education; annual appropriation \$1800. Vt. 33, 16 N '98
- 445 Regents shall elect superintendent of grounds and buildings, *secretary for faculty*, secretary for board and a treasurer; *compensation not to exceed \$300* [formerly no compensation]. Amending Code '91 ch. 45 §80. W. Va. 24, 22 F
- 446 **Support. Finance.** Levying annual tax of  $\frac{1}{2}$  mill for university of Arizona. Ari. 59, 16 Mr
- 447 Property of University of California may be insured. Cal. 119, 20 Mr
- 448 State tax of  $\frac{1}{4}$  [formerly  $\frac{1}{2}$ ] mill for university. Amending C. L. §1807. Mich. 102, 7 Je
- 449 Regents may accept gifts conditioned on payment of annuities; donations not to be paid over to state treasurer unless so agreed. Mich. 86, 26 My
- 450 Generally amending C. S. '97 ch. 87 as to designation and management of funds of university. Neb. 76, 15 F
- 451 Annual appropriation for university  $\frac{1}{2}$  mill on assessed valuation. N. D. 14, 28 F

## SUMMARY OF LEGISLATION, 1899

- 452 Making levy for university *specific in amount* [formerly percentage]. Amending R. S. '98 §390, 406a. Wis. 170, 13 Ap
- 453 On unanimous approval of university trustees, proceeds of United States lands shall be invested in United States or Wyoming state bonds or 5% bonds of any Wyoming county, municipality or school district; losses made good from profits. Wy. 13, 10 F
- 454 Treasurer and secretary of university shall make joint report as part of trustees' report [formerly reported directly to governor]; printing. Repealing '90-91 ch. 75 §7; '95 ch. 109 §3; '95 ch. 110 §2. Wy. 5, 18 F
- 455 Admission. Scholarships. Appointment to scholarships in state colleges by senators. Revision of Vt. S. §870. Vt. 31, 21 N '98

## Private institutions. (See also Membership corporations, 951)

- 456 Incorporation. Name. Submitting constitutional amendment confirming the founding of Leland Stanford university and authorizing exemption from taxation. Vote November 1900. Cal. j. r. 23, 3 Mr
- 457 General law for the incorporation of institutions of learning; no religious test to be required of students. '93 p. 14 reenacted to correct illegality in passage. Id. p. 169, 7 F
- 458 Trustees. Boards. Institutions may elect presiding officers for such term as may be desired, special charters to the contrary notwithstanding. Ill. p. 376, 12 Ap
- 459 Directors of colleges elected by stockholders may, prior to 1902, prescribe religious or denominational qualifications for membership in board. Ind. 46, 17 F

## State agricultural and technological colleges.

- 460 Assenting to provisions of acts of congress passed in 1862 and 1887 granting lands for state colleges and establishing agricultural experiment stations. '90-91' p. 16 reenacted to correct illegality in passage. Id. p. 9, 2 F
- 461 Appropriating \$35,000 to college of agriculture, Cornell university, for diffusing agricultural information by schools or university extension methods, for printing bulletins, and for experiment station. N. Y. 430, 25 Ap
- 462 Agriculture and mechanical college to receive 9-10 and the Agricultural and normal university, colored, 1-10 of money received from congress by act approved Aug. 30, 1890. Okl. 3 art. 1, 10 Mr
- 463 Agricultural college lands which have been subject to sale for 25 years to be sold at \$1.25 an acre; regulations. Or. p. 93, 17 F
- 464 Establishing winter course of study in agricultural college. U. 75, 16 Mr

**Technical and manual training**

- 465 Governor to appoint commissioner to select lands granted to state by congress for girls industrial school and Tuskegee normal and industrial institute. **Ala. p. 222, 17 F**
- 466 State industrial school established at Quindaro, as a department of Western university. **Kan. 12, 7 Mr**
- 467 40 scholarships established at Worcester polytechnic institute. **Mass. 157, 16 Mr**
- 468 Corporations to establish textile schools may be organized in cities operating 450,000 spindles; city may appropriate \$25,000, to be refunded by state; mayor and school superintendent to be ex officio members. **Mass. 299, 25 Ap**
- 469 State industrial school and institute of technology established at Aberdeen if site is donated; lands set apart for support. **S. D. 76**
- 470 Regents of West Virginia colored institute empowered to admit 60 cadets free of charge, to constitute the public guard of the institute. Amending Code '91 ch. 45. **W. Va. 20, 21 F**
- 471 Special commissioner to investigate manual training and the study of agriculture; report January 1901. **Wis. 121, 7 Ap**
- 472 State aid to manual training departments not to exceed \$5000 [formerly \$2500] annually; number of schools *not* limited [formerly 10]. Amending R. S. '98 §496c. **Wis. 273, 27 Ap**

**Professional education**

- 473 State library commission may hold summer school and librarians institutes. **Wis. 161, 12 Ap**
- 474 Medical schools. Injunction may be granted on application of attorney general restraining corporation authorized to confer degrees in medicine, pharmacy or dentistry from fraudulent use of powers. **Ill. p. 115, 21 Ap**
- 475 Unlawful for any except legally incorporated and reputable colleges requiring attendance of three years of eight months each to issue diploma. **Mich. 151, 23 Je**
- 476 May confer diplomas in public health on certain persons holding degree of medicine; examination. **Pa. 148, 5 My**

**Libraries**

- 477 Misdemeanor to detain library book 30 days after notice. **Cal. 81, 14 Mr**

**State libraries**

- 478 Government. Trustees. Library trustees to be appointed by governor [formerly legislature]; librarian to designate chief deputy; controller to deduct double value of missing books from warrant of state employee; librarian may sue for missing books or double cost. Amending P. C. §2292-93, 2298. **Cal. 31, 25 F**



- 479 State library to purchase *law books* [formerly judiciary reports].  
Amending '98 ch. 6 §10. Del. 162, 23 F
- 480 Supreme court to have control and management of state library;  
to appoint librarian [formerly secretary of state was librarian  
ex officio] to disburse funds and make rules. Amending R. S.  
'87 §800-12. '91 p. 197; '93 p. 79 reenacted to correct *illegality*  
*in passage*. Id. p. 134, 10 F  
Minor amendment. Id. p. 376, 18 Mr
- 481 Additional annual appropriation of \$800 for state library.  
Mass. 192, 24 Mr
- 482 Annual expenditure for law library \$3500 [formerly \$2000].  
Amending G. L. ch. 28 §7. R. I. 619, 3 Mr
- 483 \$300 to be appropriated annually for second assistant librarian;  
expense of making catalogue, how defrayed; proceeds of sale  
of books to be used in buying books. Vt. 7, 30 N '98
- 484 Librarian's certified copy of foreign statutes and opinions *prima*  
*facie* evidence. Amending R. S. '98 §4136. Wis. 351, 4 My
- 485 Public documents. State librarian to distribute all state publica-  
tions, except session laws and court reports, to state and other  
libraries. Ind. 158, 3 Mr
- 486 State librarian to be furnished for distribution 150 copies of state  
publications except supreme and appellate court reports.  
Ind. 210, 6 Mr
- 487 Provincial records and papers to be removed to state library;  
secretary of state to report plan for arranging and indexing.  
N. H. 63, 10 Mr

## Public libraries

- 488 State supervision. Traveling libraries. Governor to appoint  
board of five library commissioners; to give assistance and coun-  
sel to free libraries and to committees about to establish them;  
libraries supported or aided by public money to report annually;  
\$250 for annual expenses. Col. 116, 10 Ap
- 489 Creating state board of four library commissioners appointed by  
governor; term four years; state librarian ex officio member; to  
give advice in the establishing and administering of libraries  
and in cataloguing and selecting books; free libraries to report.  
Mich. 115, 1 Je
- 490 State library commission may hold summer school and librarians  
institutes, accept books and pictures for circulation; additional  
annual appropriation of \$3500. Wis. 161, 12 Ap
- 491 Name of state library commission to be *free* library commission.  
Wis. 53, 24 Mr
- 492 Library commission established; \$3000 for books; \$500 annually  
for expenses; traveling libraries; any five citizens may form  
association. Ind. 103, 24 F

- 493 Traveling libraries commission created; state librarian ex officio chairman; to circulate certain books of state library and also books donated or purchased for the purpose; \$1000 annually for two years for books and expenses; regulations.

Kan. 163, 4 Mr

- 494 Creating library commission; state librarian may lend books to responsible citizen on payment of carriage; traveling libraries sent to libraries and to associations of five persons in towns without libraries on payment of 10c a volume for express.

Me. 22, 23 F

- 495 Library commission created; to consist of president of state university, superintendent of public instruction, secretary of state historical society and two appointed by governor for six years; to circulate traveling libraries, promote formation of new libraries, give advice and instruction and gather statistics.

Minn. 353, 21 Ap

- 496 Establishing library commission of five members appointed by governor for term of five years; state librarian to be secretary; to give advice, have general supervision and establish travelling libraries.

Pa. 142, 5 My

- 497 Public libraries may send traveling libraries to their own and adjoining counties and contract to supply books to residents of school districts. Amending R. S. '98 §934.

Wis. 139, 8 Ap

- 498 Adjutant general may purchase traveling library textbooks for each infantry regiment; not to exceed \$50 annually for each regiment.

Wis. ch. 200 §40, 18 Ap

- 499 Establishment. Support. Government. City or incorporated town exceeding 5000 may, after vote of taxpayers levy tax of  $\frac{1}{2}$  mill for establishing and maintaining public library or reading room; may receive gifts; five trustees; powers; report.

Ari. 22 11 Mr

- 500 Amending library law ('93, 115) for cities and towns; powers of board increased; in cities of 100,000 after library is established a tax of  $\frac{1}{4}$  to 1 mill must be levied for support.

Col. 152, 10 Ap

- 501 50 voters may require library tax election in any township; mandatory township tax of  $\frac{3}{8}$  mill for donated library worth \$25,000; township library boards.

Ind. 103, 24 F

- 502 School commissioners to appoint librarian and regulate management of public library.

Ind. 200, 4 Mr

- 503 School boards of cities and towns may levy 1 [formerly  $\frac{1}{8}$ ] mill tax for public library. Amending Ann. S. '97 §4525.

Ind. 247, 6 Mr

- 504 City and village councils may set apart real estate or other municipal property for use of library; trustees may improve and let such property, receive and enforce subscriptions and adopt a seal. Amending '79, 106. **Minn.** 48, 9 Mr
- 505 Trustees of public library may fill vacancy in board till next general election. **Minn.** 162, 11 Ap
- 506 Library tax may be voted in cities of 100,000 not to exceed 2-5 [formerly  $\frac{1}{6}$ ] mill; county may contract with city library for its use by residents of county outside of city. Amending R. S. '89 §1779, 1789. **Mo.** 101, 30 My
- 507 Part of tax levied for parks may be used by town or city for public library. Amending '97, 15. When library tax or appropriation has been voted, it stands till increased, diminished or discontinued by vote. Amending C. L. '97 §2402. **N. M.** 31, 9 Mr
- 508 Term of trustees of county libraries *three years* [formerly not limited]. Amending R. S. §686. **Wy.** 46, 17 F
- 509 **County law libraries.** To receive free copy of records and briefs of cases before supreme court of errors. **Ct.** 79, 27 Ap
- 510 County commissioners to provide room in courthouse for. Amending R. S. ch. 78 §11. **Me.** 101, 16 Mr
- 511 **School libraries.** Appropriating \$100 annually to state federation of women's clubs for traveling libraries for schools. **Del.** 220, 16 Mr
- 512 State superintendent of public instruction to purchase and circulate traveling libraries and prescribe rules and regulations; annual appropriation \$750 for purchase of books. Amending R. C. '95 §625. **N. D.** 81, 9 Mr
- 513 School boards to appropriate a certain sum each year for books and periodicals for public library; amount varies from \$5 to \$10 for districts employing one teacher, to \$50 to \$100 for cities of 2500; board of examiners of each county to furnish county superintendent with lists of books and prices; purchases to be made by district boards from list and in the order designated. **Okl.** 30 art. 4, 10 Mr
- 514 Treasurers of towns, *incorporated villages and cities under 10,000* to annually withhold 10c for each person of school age for purchase of school libraries. Amending R. S. '98 §486a. **Wis.** 272, 26 Ap

#### Private associations

- 515 County commissioners may abolish office of township librarian wherever free library worth \$1000 has been established by private gifts in township; property to be turned over to such library; library associations purporting to be legally organized for use of all inhabitants, to which \$1000 in gifts has been subscribed, legalized. **Ind.** 149, 2 Mr

- 516 Proprietary libraries may hold or acquire by gift or bequest property not over \$25,000 [formerly \$5000] exclusive of books and be beneficiaries of trusts. Amending C. L. §8168. Mich. 10, 2 Mr
- 517 Cities and towns may contract with library corporations to furnish books free and may make appropriations for library held in trust for town or city or inhabitants. Vt. 34, 26 N '98
- 518 In cities under 150,000 board of education may be authorized by council to spend library tax in aid of nonsectarian libraries maintained by associations. Amending R. S. '98 §931. Wis. 89, 30 Mr

### Scientific work. Art

(See also Industries, 4233; Expositions, 4333)

- 519 History. Archives. Providing for history commission to report to next legislature on sources and records of state history and condition of battlefields and historic houses in the state, with plan for preservation. Ala. p. 20, 10 D '98
- 520 Publication of province laws to be continued. Mass. 477, 3 Je
- 521 State historical society to hold its collections and property in trust for state; restriction as to mortgage and sale of its property. Mo. p. 222, 4 My
- 522 Governor directed to procure for state certain records of proceedings and debates of constitutional convention. S. D. 65
- 523 Geology. Topography. Authorizing state university to make geologic survey of such portions of state as have natural products of economic importance. Kan. 37, 6 Mr
- 524 Creating commission to make contour topographic survey and map of state in cooperation with United States geologic survey. Me. 99, 16 Mr
- 525 Board of geologic survey may publish reports; not over 1500 copies of first editions; \$4000. Mich. 78, 17 My
- 526 Minor amendment to '91, 417 establishing state geologic survey. N. C. 598, 7 Mr
- 527 Biennial appropriation of \$600 for geologic survey. N. D. 94, 24 F
- 528 Office of territorial geologist created; duties; biennial report. Okl. 16, 13 Mr
- 529 Commission to be appointed to cooperate with United States geologic survey in making state survey; appropriation. Pa. 78, 28 Ap
- 530 Abolishing office of state geologist and mineralogist. Tenn. 217, 6 Ap
- 531 Biology. Office of state biologist created; no salary; to investigate animal resources of state and development of such as have economic value. Or. p. 3, 2 F

- 532 Museums.** Commissioners of inland fisheries and game to add to state museum specimens and pictures of wild animals, birds and fishes native to state. **Me.** 36, 2 Mr
- Art. Memorials.** (*See also* War memorials, 3456)
- 533 Art.** City council may provide for art commission without approval of which no work of art shall become city property. **Ill.** p. 89, 24 Ap
- 534** Authorizing purchase of portraits of all governors under state constitution to 1898; \$12,000. **Mass.** resolve 89, 23 My
- 535** Commission to be appointed to report on condition of Palisades and to suggest means of preserving. **N. J.** p. 170, 21 Mr
- 536** Trustees of state buildings may accept statues, etc. for buildings and grounds. Amending '93 ch. 227 §3. **N. Y.** 512, 4 My
- 537** State institute of art created; governing board of seven appointed by governor; members; art collections; lectures; exhibits. **U.** 29, 9 Mr
- 538 Memorials.** Titles to memorials in commemoration of historical events to be vested in perpetuity in society erecting them. **Ct.** 107, 11 My
- 539** Misdemeanor to deface tablet or monument commemorating historic event. **Mass.** 358, 10 My

## Political regulations

(*See also* State and local government, 2615)

### Civil rights. Citizenship

- 540 Aliens.** Alien, resident or not, may loan money, take mortgage on real estate and acquire land by legal process in collection of debt; shall not hold land so acquired for more than five years. Amending R. S. '94 §3332, 3334. **Ind.** 164, 3 Mr
- 541** Aliens and associations, except railroad corporations, whose members are aliens are not to acquire real estate other than mineral lands; unnaturalized aliens not to be employed. '90-91 p. 108, 118, 235; '97 p. 5 reenacted to correct illegality in passage. **Id.** p. 70, 2 F
- 542** For final certificate of naturalization fee of \$2.50 to be paid [formerly no fee]. Amending P. C. '95 §4613. **Mon.** p. 50, 22 F
- 543** Alien mechanics and laborers not to be employed on state or municipal work. **N. J.** 202, 24 Mr
- 544 Civil rights.** Submitting constitutional amendment permitting negroes to reside in state. *Vote June 1900.* **Or.** p. 143, 18 F

- 545 Unlawful for owner or operator of building, park, etc. which is usually open to public, to discriminate against person or class in price of admission. N. Y. 724, 26 My
- 546 Extending civil rights law; penalty \$25 to \$100 [formerly \$100 to \$500] and 30 to 90 days [formerly to one year]; liable for damages not over \$500. Minn. 41, 6 Mr

## Statistics

- 547 Bureaus of statistics. (See also Labor statistics, 808, with which the collection of miscellaneous statistics of production, etc. is often grouped) Establishing bureau of immigration, labor and statistics in accordance with state constitution; to collect and publish information concerning resources and labor interests of state; term of commissioner two years. Id. p. 394, 2 Mr
- 548 Chief of bureau of statistics to compile social, civil and criminal statistics. Ind. 227, 6 Mr
- 549 Commissioner of agriculture and labor to be state statistician. N. D. 44, 8 Mr
- 550 Misdemeanor to withhold from assessors statistics of farm products. Amending R. S. '98 §1010. Wis. 210, 19 Ap
- 551 Census. Relating to taking of census by cities and towns under special charters. Amending '95 p. 52. Mo. p. 100, 26 Ap

## Elections

(See also for term of office, vacancies, etc. the various officers under State and Local government)

- 552 Elections generally. Generally amending registration and election laws (P. C. t. 2). Cal. 53, 4 Mr
- 553 General law; filing of nominations; qualifications of voters; election officers; booths; canvass; contests; official ballots; special elections. '90-91 p. 57; '93 p. 35; '95 p. 7, 90, 91; '97 p. 29 re-enacted to correct illegality in passage. Id. 33, 2 F; 67, 2 F; 66, 2 F
- 554 Regulating elections in cities, villages and incorporated towns voting to adopt act; qualifications for voting, registration, ballots, canvass, officers. Ill. p. 153, 24 Ap
- 555 General law for cities of 300,000. Repealing '95 p. 5 (special). Mo. p. 179, 19 Je
- 556 General law. N. C. 16, 26 Ja; 507, 6 Mr; Okl. 13, 10 Mr
- 557 Referring to next assembly constitutional amendment providing for plurality election of state officers. Ct. p. 1153, 7 Je
- 558 Amending '97, 213 relating to printing of ballots, manner of voting and counting ballots, and ballot box for women. Ct. 207, 20 Je

- 559 Amending C. S. '97 ch. 26 as to certificates of nomination, formation of new parties, printing of ballots and mode of voting. **Neb.** 26, 5 Ap
- 560 County commissioners to furnish sheriff with pollbooks *and all other supplies required for election*, and send notices of election to *registry agents* [formerly sheriff] who shall *post in public places* [formerly publish in county newspapers]. Amending '73, 197. **Nev.** 94, 14 Mr
- 561 Minor amendments to general law ('98, 139). **N. J.** 59, 21 Mr
- 562 Amending '96, 909 as to qualifications and appointment of election officers, payment of election expenses, delivery of election laws by secretary of state to clerks and election officers and forms for registration and challenging. **N. Y.** 630, 23 My

**Suffrage. Voting residence**

- 563 **Women.** Submitting constitutional amendment allowing woman suffrage. *Vote June 1900.* **Or.** p. 143, 18 F; p. 1123, 31 Ja
- 564 **Aliens.** Foreign born male who, *six months* [formerly any time] before election declares intention to become citizen to be deemed qualified voter. Amending R. S. '95 art. 1731. **Tex.** 65, 11 Ap
- 565 **Qualifications.** Must pay poll tax before registering. **Ari.** 37, 14 Mr
- 566 Inmates of Pontiac state reformatory exempted from operation of law disenfranchising persons convicted of certain crimes. **Ill.** p. 141, 21 Ap
- 567 Repealing '97, 6 requiring voters under 60 years of age to show poll tax receipt before registration. **Nev.** 105, 20 Mr
- 568 Amending Code §2941 relating to restoration of pardoned criminals to citizenship. **N. C.** 44, 3 F
- 569 Submitting constitutional amendment fixing qualifications for voting and holding office; to be a resident of the state two years, county six months, precinct four months; to be registered; to be able to read and write section of constitution in English; to have paid poll tax; but no persons entitled to vote Jan. 1, 1867 or their lineal descendants, to be debarred from voting. *Vote August 1900.* **N. C.** 218, 21 F
- 570 Referring to next legislature constitutional amendment requiring legislature to establish educational test for voters and permitting it to prescribe penalties for failing or neglecting to vote. *Not repassed by legislature of 1899.* **N. D.** p. 348, '97
- 571 Referring to next legislature constitutional amendment; every male [formerly every white male] citizen to vote; in addition to regular qualifications laws may be enacted prescribing terms of residence in county and precinct. **Or.** p. 1130, 18 F

- 572 County trustee to furnish to election commissioners lists of persons who have paid poll tax. Amending '91, 222.

Tenn. 402, 22 Ap

- 573 Voting residence. Voter must have resided in territory *six months* [formerly one year]. Amending '93, 32.

Ari. 21, 10 Mr

- 574 Inmates of state soldiers' home who are voters in any part of state may, at the home, vote for county, township, district and state officers and for legislators, congressmen and presidential electors; regulations.

Kan. 140, 4 Mr

- 575 Voter moving from one ward to another within six months prior to election may vote in former ward if declaration was filed. Amending P. S. '91 ch. 31 §8.

N. H. 52, 8 Mr

- 576 Repealing C. L. '97 §1646 allowing person to vote in precinct wherein he does not reside.

N. M. 80, 16 Mr

#### Nominations. Caucuses

- 577 Primaries—general. Qualifications and registration of voters at primaries governed by general election laws; registers to be furnished; registration office to be open 50 days.

Cal. 32, 1 Mr

- 578 Regulating primaries and conventions. [Primary law of 1897 was declared unconstitutional in *Spier v. Baker*, 52 P. 659.

Cal. 46, 3 Mr; 48, 4 Mr; 52, 4 Mr

- 579 Submitting constitutional amendment authorizing legislature to regulate primary elections. *Vote November 1900.*

Cal. j. r. 35, 18 Mr

- 580 Optional primary election law for counties of less than 125,000 and for cities, towns and villages therein; judges and clerks designated by political party; official ballots; Australian system; expense a public charge; any legal voter may have his name on official ballot for nomination to office.

Ill. p. 211, 24 Ap

- 581 Nominees of parties in counties of 200,000 to be chosen by popular vote on Tuesday seven weeks before election; same election officers to act for all parties; general election laws govern where applicable.

Minn. 349, 20 Ap

- 582 Primary elections; registration; officers selected by party committee; Australian ballot; expense borne by party.

Neb. 27, 4 Ap

- 583 Delegates to conventions to be elected by ballot at caucus; county committees to fix basis of representation, establish boundaries of caucus precincts and post 10 days notice; polls open at least one hour, between 2 and 9 p.m.; misdemeanor to participate in election of more than one set of delegates.

N. D. 38, 8 Mr

- 584 Caucus law; each party to elect a state committee; city committee; regulations; applies chiefly to Newport, Providence and Pawtucket.

B. I. 662, 18 My; 709, 20 S



- 585 Regulating primaries in counties of 100,000 to 110,000. Tenn. 407, 22 Ap
- 586 Providing for primary elections; penalty for fraudulent voting. U. 79, 20 Mr
- 587 Revision of R. S. '98 §11a-1 relating to caucuses. Wis. 341, 3 My
- 588 Party caucus in new political division to represent 1% [formerly 2%] of total vote. Amending R. S. '98 §30. Wis. 351, 4 My
- 589 Committees may fix number of persons necessary to caucus; candidate not to be caucus officer; certificates of change on recounting votes to be issued; person receiving highest vote to be nominated. Amending '98, 548. Mass. 329, 4 My
- 590 Minor amendments to '98, 548 as to political committees and caucuses. Mass. 346, 8 My
- 591 Amending primary election law ('98, 179; June primary and December and May enrolments abolished; enrolment by declaration in May and June; primary in presidential year; secret enrolment by blank and sealed envelope at time of registration. N. Y. 473, 2 My
- 592 Conventions. Convention is assemblage of delegates elected by ballot at primaries; may name governing committee. Amending P. C. §1186. Cal. 51, 4 Mr
- 593 Nominating conventions to be called at least 48 hours before hour for filing certificates of nomination. Amending '98 ch. 548 §137 Mass. 146, 14 Mr
- 594 Conventions for nominating judges of supreme court or court of appeals not to be held at same time and place as conventions for nominating other state officers. Mo. p. 203, 19 My
- 595 Certificates. Certificates of nomination to be deemed valid unless objection is made in three days from filing; proceedings when objection is made. Amending R. S. '89 ch. 60 art. 3. Mo. p. 200, 18 My
- 596 Amending time of filing and time within which candidate may withdraw. Vt. 2, 21 N '98
- 597 Independent nominations. Signers to certificate of nomination to declare they have not aided in nomination of other candidate for same office. Amending R. S. '89 §4673. Mo. p. 199, 25 Mr
- 598 Prescribing form of certificate of notary required for filing. Amending '96 ch. 909 §57. N. Y. 363, 18 Ap
- 599 Offenses. Bribery, drunkenness, etc. forbidden at primary elections; sheriff to be present; clerks and officers to take oath. Ala. p. 126, 8 F
- 600 Election offenses include violations of laws governing primaries. Cal. 120, 20 Mr

- 601 Penalty for selling vote at primary or convention *disfranchisement for 10 to 20 years* and ineligibility to office. Repealing '89 ch. 130 §3-6; '89, 200; '97, 158. Ind. 166, 4 Mr
- 602 Misdemeanors in connection with political caucuses, enrolments, etc. amended (Pen. C. §41). N. Y. 530, 5 My
- 603 **Miscellaneous.** Nomination petitioners may name committee; to be deemed a political party on polling 3% of entire vote. Amending P. C. §1188. Cal. 33, 1 Mr
- 604 Candidate nominated by more than one party may within 72 hours after time for filing papers direct in what order designations are to be added to his name; if he neglects, board shall determine. Mass. 220, 1 Ap
- 605 Primaries in cities of 15,000 to 30,000 to be held from 4 [formerly 2] to 8 p.m. Amending '95 ch. 135 §5. Mich. 22, 21 Mr
- 606 "Central committee" of political party defined; committee to fill vacancies on ticket. Amending R. S. '89 ch. 60 art. 3. Mo. p. 200, 29 My
- 607 Party rolls for primaries to be changed to suit new boundaries of election districts. Amending '98 ch. 179 §2. N. Y. 266, 7 Ap

Registration

- 608 Cities may require registration every two years; regulations. Ari. 10, 21 F
- 609 Voters to be registered in cities of 25,000 to 100,000; *to determine population multiply vote at presidential election by five*. Amending R. S. '89 §1790. Mo. p. 102, 13 Ap
- 610 Amending '97 p. 113 §1206 relating to registration. Mon. p. 54, 17 F
- 611 Law governing registration applies to cities and villages of 800 [formerly 1000] or more; lists to be prepared before each general or annual city election. Amending R. C. '95 §607, 621. N. D. 133, 8 Mr
- 612 General law. Or. p. 119, 17 F
- 613 General law; board of registration. S. D. 86, 2 Mr
- 614 **Boards. Officers.** Minor amendment to G. L. '88 §40 relating to registrars of voters. Ct. 17, 21 Mr
- 615 In cities under 4000 municipal officers to exercise powers of boards of registration. Amending '93 ch. 304 §4. Me. 90, 16 Mr
- 616 **Days. Hours.** Amending time of meeting of selectmen and town clerk for registration of electors in certain towns ('97 ch. 98 §1). Ct. 80, 27 Ap
- 617 Minor amendment to '97 ch. 98 §3 relating to sessions of registrars of electors, Ct. 90, 10 My

- 618 Lists. Transfers.** Registrars of towns of less than 10,000 to make lists of persons applying to be made voters; admission.  
Ct. 148, 1 Je
- 619** Record of names of voters to be kept in office of town clerk.  
Ct. 164, 9 Je
- 620** Voting lists prepared alphabetically *or by streets*. Amending '98 ch. 548 §61. Mass. 148, 14 Mr
- 621** Corrections in registry lists to be made on *first* [formerly second] Tuesday before election in cities of 2000 to 12,000. Amending G. S. §60. Minn. 189, 13 Ap
- 622** Registration boards to make three copies of lists of voters. Amending C. L. '97 §1702. N. M. 80, 16 Mr
- 623** Printing of lists of registered persons amended ('97 ch. 379 §8). N. Y. 649, 25 My
- 624** Names not to be removed from check list without 48 hours [formerly reasonable] notice. Amending Vt. S. §72. Vt. 1, 28 N '98

**Election officers**

- 625** Election inspectors, judges and clerks to be *equally* apportioned between *two* parties casting *highest* [formerly 5% of] vote at last election for *governor* [formerly president]. Amending P. C. §1142. Cal. 70, 9 Mr
- 626** Amending G. L. '88 §229 relating to ballot box tenders at elections. Ct. 100, 11 My
- 627** Providing for two sets of election officers in precincts of 100 voters. Id. p. 372, 15 Mr
- 628** Election officer's oath may be taken before *any person qualified to administer oaths*. Amending C. L. §11,458. Mich. 198, 10 My
- 629** Registrar in cities of 25,000 to 100,000 to be *elected* [formerly appointed by county court]; term. Amending R. S. '89 §1793. Mo. p. 103, 17 My
- 630** In cities of 500 to 3000 and certain others, judges of election in city elections may perform duties of clerks of election. Amending '95 p. 65 §3. Mo. 92, 1 My
- 631** Inspector and clerk of election allowed \$5 a day, *in no case to exceed \$20 for all services*. Amending '89, 32. Nev. 82, 14 Mr
- 632** Amending compensation of boards of registry and election ('98 ch. 139 §178). N. J. 3, 27 F
- 633** Abolishing fees of clerks of county commissioners for preparing pollbooks. Repealing C. L. '97 §1664. N. M. 80, 16 Mr
- 634** Amending regulations of board of elections in cities; act not to apply to Mansfield and villages which may hereafter become cities. O. p. 166 §1, '96. *Unconstitutional*. Not of uniform operation throughout the state. State v. Buckley, 54 N. E. 272.

- 635** Terms of commissioners of election and commissioners of registration shall correspond. Tenn. 378, 20 Ap

**Districts. Notices. Days**

- 636** Districts. Supervisor of townships casting under 400 votes may consolidate election districts. Minn. 269, 18 Ap
- 637** Order dividing districts to specify who shall act as election officers. Amending R. S. '98 §16. Wis. 351, 4 My
- 638** Notices. Governor shall include in election proclamation constitutional amendments and other propositions submitted to vote; copies of propositions to be mailed to registered voters 20 days before election; no other publication required. Amending P. C. §1195. Cal. 24, 28, 23 F
- 639** Proclamation to be issued 25 [formerly 15] days before an election. Cal. 101, 20 Mr
- 640** County clerk to publish election notices *once each week till elections*. Amending R. S. '98 §21. Wis. 96, 30 Mr
- 641** Days. Hours. Polls in other than courthouse precincts in incorporated towns and cities to be open from 7 a. m. to 6 p. m. [formerly 8 a. m. to 3 p. m.] Ga. 93, 14 D '98
- 642** Changing time of opening and closing polls (Ann. S. '97 §4697). Ind. 236, 6 Mr
- 643** Polls for election of judges, when no other officers are voted for, shall open and close *at same time as at general election in same locality* [formerly 9 to 5 o'clock]. Amending R. S. '98 §94t. Wis. 47, 23 Mr
- 644** Cities of less than 5000 may by resolution keep polls open from 6 a. m. to 7 p. m. Amending R. S. '98 §49. Wis. 72, 30 Mr

**Ballots. Voting**

- 645** General. Reform. Polls open at 6 a. m. [formerly sunrise]; electors in booth when polls close can vote; ballot to contain blank column; information cards to be furnished voter. Cal. 101, 20 Mr
- 646** Minor amendments to '91, 40 relating to secrecy of elections. Nev. 83, 14 Mr
- 647** Separate ballots and ballot boxes for constitutional amendments. S. D. 80, 9 F
- 648** Australian ballot required in towns having incorporated city or village which operates jointly with towns in town elections. Wis. 339, 3 My
- 649** Polls. Boxes. Markers to be erected 75 feet from place of voting; notice on markers. Ct. 92, 10 Mr
- 650** Each election district to contain *one* [formerly two] polling place. Amending '95 ch. 7 §26, 61-62. Fla. 33, 27 My

- 651 Polling places to be opened at soldiers' and sailors' homes.  
Amending '95 p. 171. Ill. p. 209, 24 Ap
- 652 Townships may purchase real estate in incorporated villages for  
voting places. Amending '97, 239. Minn. 59, 16 Mr
- 653 **Furnishing. Distributing.** Ballots and instructions to be printed  
and distributed under direction of county court. Amending  
R. S. '89 ch. 60 art. 3. Mo. p. 201, 18 My
- 654 If no newspaper *or printing office* in county, ballots may be printed  
at any newspaper *or printing office* in state. Amending '93, 96.  
Nev. 75, 14 Mr
- 655 Number of ballots for justice of peace to be furnished each polling  
place. Amending Vt. S. §106. Vt. 3, 22 N '98
- 656 **Form. Amendments.** Regulations concerning form of ballot for  
constitutional amendments and other public measures. Amend-  
ing '91 p. 108. Ill. p. 151, 24 Ap
- 657 Designating what shall be printed on official ballots. Repealing  
'97 ch. 129 §14. Kan. 17, 7 Ja
- 658 Color of ballots for justice of peace. Amending Vt. S. §97.  
Vt. 4, 4 N '98
- 659 **Marking. Casting. Assistance.** Amending manner of marking  
ballots. Col. 94, 3 My
- 660 Minor amendments to '91 p. 107; '97 p. 213 relative to posting and  
publishing of specimen ballots and voting of challenged persons.  
Ill. p. 149, 22 Ap
- 661 Elector desiring poll clerk to mark ballot must make affidavit of  
physical disability or inability to read. Amending Ann. S. '97  
4706z. Ind. 237, 6 Mr
- 662 If challenged voter swears there is no person of his political party  
who has been resident freeholder of precinct for one year, or  
resident for two years, affidavit of any qualified voter shall be  
accepted. Amending '89 ch. 87 §40. Ind. 43, 17 F
- 663 Amending manner of marking ballots (Ann. S. '99 §2062).  
S. D. 81, 23 F
- 664 Voter may mark ballot *anywhere in square containing* [formerly  
opposite] candidate's name; *columns to be separated by 1-8 inch  
black line; names in column by 1-16 inch line.* Amending R. S. '98  
ch. 5. Wis. 349, 4 My
- 665 Minor amendment to R. S. §37 as to instructions to voters.  
Wis. 351, 4 My
- 666 **Voting machines.** Authorized at all elections; county commis-  
sioners, councils and trustees may adopt. Ind. 155, 2 Mr
- 667 Counties, towns, cities and villages may use. Minn. 315, 20 Ap
- 668 Authorizing use of; ballots; judges; instruction in use of machine.  
Neb. 28, 1 Ap

- 669 Revision of laws relating to voting machines; state commissioners to examine; cities, towns and villages may adopt approved machines; payment for machines; form of ballots; manner of voting; canvass of vote. N. Y. 466, 28 Ap
  - 670 Only such election expenses shall be charged to city, village or town using machines as are caused by the use of machine. Amending '97 ch. 379 §18. N. Y. 467, 28 Ap
  - 671 **Miscellaneous. Offenses.** Injuring voting booth forbidden. Ct. 129, 31 My
  - 672 Saloons to be closed during general elections; electioneering not to be carried on within 100 feet of voting place; regulations for protection of booths and fittings. '90-91 p. 50 reenacted to correct illegality in passage. Id. p. 27, 2 F
  - 673 Vote of electors in military service of United States to be taken outside the state; method. Nev. 94, 14 Mr
  - 674 Defacing or misusing voting machine a misdemeanor. Amending Pen. C. §41k. N. Y. 265, 7 Ap
  - 675 Governor may appoint an extraordinary term of the supreme court to sit in county in which law relating to crimes against elective franchise is not properly enforced. Amending '92 ch. 683 art. 5. N. Y. 302, 12 Ap
  - 676 **Corrupt practices.** Felony to offer property to legislative candidate, before or after his election, for vote for United States senator, or to accept same. Cal. 68, 9 Mr
  - 677 General corrupt practices law; candidates and political committees to file statements of expenditures; candidates expenses limited, \$100 to \$650; contributions to defray expense of naturalization prohibited. Neb. 29, 4 Ap
  - 678 Repealing '95, 103 regarding corrupt practices. Nev. 108, 21 Mr
- Canvass. Contests**
- 679 **Count. Canvass. General.** Canvass by county supervisors to continue daily till done, six hours a day. Amending P. C. §1281. Cal. 56, 4 Mr
  - 680 Manner of counting ballots. Id. p. 372, 15 Mr
  - 681 Ballots to be counted *in view of voters* [formerly within 3 feet of rail]. Amending '98 ch. 548 §124. Mass. 190, 24 Mr
  - 682 In towns and *after 2 p. m. in cities* under 100,000 ballots may be counted when election officers so order. Amending '98 ch. 548 §234. Mass. 209, 29 Mr
  - 683 County supervisors ineligible to membership on board of canvassers; votes for *all* candidates for *all* offices *and on all questions voted on* shall be canvassed. Amending '97, 125. Mich. 224, 7 Je

- 684 Amending duties of county commissioners as to canvassing returns and forwarding abstracts to secretary of territory (C. L. '97 §1653). N. M. 80, 16 Mr
- 685 Manner of counting ballots cast by soldiers absent from state and time of canvass amended ('98, 674). N. Y. 641, 25 My; 58, 8 Mr
- 686 County clerk to deliver certificates of election personally; certificate to state amount of bond required. Amending R. S. '98 §85. Wis. 3, 28 F
- 687 Returns. Election judges to sign and post result outside polling place; misdemeanor to deface. Amending P. C. §1261. Cal. 67, 9 Mr
- 688 Minor amendments to '71-72 p. 380 regulating making of abstracts of votes and the canvassing of votes by state officers. Ill. p. 208, 24 Ap
- 689 Verbal amendment to C. L. '97 §1654 relating to certifying number of votes cast in districts of two or more counties. N. M. 80, 16 Mr
- 690 Abstract of votes for member of congress and state officers to be made on same sheet. Amending R. C. '95 §527. N. D. 87, 9 Mr
- 691 Election law amended as to computing returns in cases where two or more counties or parts of counties are connected for election of any officer. C. L. '95 §13. Pa. 103, 28 Ap
- 692 Officers. Boards. Abolishing fees for returning votes to secretary of state. Amending P. S. ch. 199 §12. Mass. 218, 30 Mr
- 693 Contests. General. Contestant must send to governor within 20 days copy of notice served on contestee; commission issued on filing certificate of failure to prosecute. Amending Code '95 §107. Ga. p. 44, 20 D '98
- 694 Judge disqualified or refusing to hear election contest shall certify same and transmit papers to adjoining district. Amending Code '95 §107. Ga. p. 45, 20 D '98
- 695 Regulating trial of. Amending '74, 136. Pa. 85, 28 Ap
- 696 Amending compensation of witnesses and payment of costs ('74 ch. 136 §9. Pa. 96, 28 Ap
- 697 Amending '74. ch. 1 §10 as to counting votes made on affidavits. Pa. 150, 6 My
- 698 Regulating recount of ballots in contest for state office; procedure. S. D. 82, 7 Mr
- 699 Official ballots to be preserved till expiration of time within which contest may be begun. S. D. 83, 4 Mr
- 700 Contest. Special officers. Manner of contesting election for judge of circuit court; appeal. Mo. p. 202, 31 Mr

- 701 *Circuit court* [formerly the supreme court] to hear contests of elections of judges of supreme court, circuit court, superior court, of clerks of supreme court and members of state board of equalization. Amending R. S. '97 ch. 46 §96; '71 p. 380.

Ill. p. 152, 22 Ap

- 702 Tie vote for officers, except councilmen, in cities of 2000 to 15,000 to be decided by lot by council.

Kan. 7, 6 Ja

- 703 Commission to take depositions in contested election for senator or assemblyman shall be issued to *one* [formerly two] justice of the peace. Amending G. S. §1575.

Nev. 96, 16 Mr

**Special classes of elections**

- 704 **National.** Committee of five legislators to confer with legislatures of other states with view to submitting an amendment to constitution allowing direct vote of the people for president, vice-president and senators.

Pa. c. r. 17, 6 Ap

- 705 Candidates for United States senator may be nominated in same manner as state officers and voted for by people; result to be transmitted to legislature.

Nev. 71, 14 Mr

- 706 **Local and municipal.** (*See also* School elections, 151; Town meetings, 2822) Regulating municipal elections held separately from general elections.

Cal. 54, 4 Mr

- 707 At close of town election ballots are to be counted *and destroyed* [formerly preserved as in general election]. Amending '90 ch. 569 §37-38.

N. Y. 168, 30 Mr

- 708 General law for city and town elections.

N. C. 514, 6 Mr

**Law making**

- 709 **Constitutional amendments.** Submitting constitutional amendment: assembly not to propose amendments to more than *six* [formerly one] articles of constitution at one session; publication amended. *Vote November 1900.*

Col. 82, 16 F

- 710 Constitutional amendments may be proposed by joint resolution; when adopted by vote of people, amendments to be enrolled and preserved by secretary of state. '90-91 p. 229 *reenacted to correct illegality in passage.*

Id. p. 162, 7 F

- 711 Secretary of state to send to county clerks a correct statement of constitutional amendments and other propositions to be voted on; clerks to publish same.

Ill. p. 216, 22 Ap

- 712 Election judges to post instructions to voters as to proposed constitutional amendments; secretary of state to designate to county clerk by number and title proposed amendments. Amending R. S. '98 §835, 838.

U. 80, 20 Mr



- 713 **Direct legislation.** Submitting to next legislature constitutional amendment providing for initiative and referendum in state legislation on petition of 8% and 5% of voters respectively; referendum also may be ordered by legislature. Or. p. 1129, 6 F
- 714 Providing the manner of carrying into effect initiative and referendum as applied to state legislation; petition; form of ballot. S. D. 93, 3 Mr

**Legislature—members, officers**

- 715 **Term. Sessions. Apportionment.** Senators from *even* [formerly odd] numbered districts to be elected in 1898 and every fourth year thereafter; senators from *odd* [formerly even] numbered districts in 1900. Amending Code '96 §1575. Ala. p. 34, 23 F
- 716 Referring to next general assembly constitutional amendment increasing number of senators and senatorial districts to not less than 24 nor more than 36 [now 18 to 24]. Ct. p. 1153, 7 Je
- 717 Submitting constitutional amendment allowing newly created county one representative *in excess of limit fixed to membership of house. Vote November 1900.* Fla. j. r. 1
- 718 Term of members amended. Id. p. 67, 2 F
- 719 Amending apportionment of members. '95 p. 52 *reenacted to correct illegality in passage.* Id. p. 132, 10 F
- 720 Reapportionment of state senators and representatives. Amending '91, 18. Nev. 99, 16 Mr
- 721 Fixing number of representatives from each town and ward. N. H. 105, 11 Mr
- 722 Referring constitutional amendment to next legislature; *biennial* [formerly annual] sessions; salary \$1000 [formerly \$1500]; terms of senators *four* [formerly two] years, members of assembly *two* [formerly one] years. *Not repassed by legislature of 1899.* N. Y. p. 1549, 3 Mr '98
- 723 Redistricting state into senatorial and representative districts. Repealing Ann. L. '87 §2186-92. Or. p. 6, 7 F
- 724 Amending apportionment of representatives. G. L. ch. 19 §3. R. I. 618, 3 Mr
- 725 **Qualifications. Privileges.** Members of legislature may administer oaths and take acknowledgments. Minn. 55, 11 Mr
- 726 **Pay. Mileage.** Amending '97, 182 relating to transportation for members of assembly. Ct. 12, 17 Mr
- 727 **Officers. Employees.** Number and compensation of pages to senate and house amended. Code '96 §2236. Ala. p. 37, 30 N '98
- 728 Increasing number of employees of senate and assembly and fixing salaries. Amending P. C. §245-46, 268. Cal. 2, 30 Ja

- 729 Amending officers and employees of assembly and their salaries ('91 p. 234). Col. 99, 18 Mr; 112, 24 Mr
- 730 Salaries of officers of assembly fixed. Ct. 195, 16 Je
- 731 Amending salaries of certain officers of general assembly ('98, 49).  
Del. 199, 13 Mr
- 732 Providing *two* [formerly one] enrolling clerks for assembly.  
Amending '98 ch. 49 §2. Del. 200, 26 Ja
- 733 Fixing number, duties and compensation of officers and employees of senate and house. '90-91 p. 5 reenacted to correct illegality in passage.  
Id. p. 3, 2 F
- 734 Badges provided for doorkeepers of house and senate.  
Ind. 231, 6 Mr
- 735 Clerks of senate and house may each appoint assistant clerk subject to approval of senate and house. Mass. 100, 24 F
- 736 Office of enrolling clerk to assembly created. Repealing '97, 52.  
N. C. 6, 7 Ja
- 737 Compensation of chaplain of each house \$3 [formerly \$2] a day.  
N. D. 39, 7 F
- 738 Compensation of sergeant-at-arms of house of representatives \$5 [formerly \$4] a day; of chaplain \$3 [formerly \$2] a day; assistant enrolling and engrossing clerks shall be *elected by house* [formerly appointed by speaker]; provision limiting number of such clerks stricken out. Amending R. C. '95 §28.  
N. D. 104, 8 Mr
- 739 Fixing number, compensation and duties of officers of house and senate.  
Or. p. 235, 23 F
- 740 Salary of assistant clerks of house of representatives \$250 [formerly \$200].  
Vt. 131, 1 D '98
- 741 Journal clerk provided for each house; salary \$5 a day.  
Wy. 1, 14 Ja

## Legislative procedure

- 742 Bills. All bills favorably reported to be codified by judiciary committee.  
Cal. 129, 22 Mr
- 743 Submitting constitutional amendment prohibiting creation of corporations by special acts, except university or ship canal. *Vote November 1900.*  
Fla. j. r. 2
- 744 Bills and resolutions to be printed before going to governor for approval; office of supervisor of bills created; offices of engrossing and assistant engrossing clerk abolished. N. J. 217, 24 Mr
- 745 Notice of petition to legislature for incorporation of village or amendment of city or village charter to be published three weeks previous to session. Amending '96, 6. Vt. 6, 26 N '98
- 746 Committees. Testimony. Standing committees of each house to be appointed by presiding officer, unless otherwise ordered.  
Cal. 129, 22 Mr

- 747 Committee of general assembly to which petition for divorce has been referred may give notice of hearing to attorney general.  
Ct. 20, 21 Mr
- 748 Heads of departments not to employ counsel or witnesses before legislative committees at state expense without consent of legislature.  
Me. 114, 17 Mr
- 749 Committees of assembly allowed clerks; each committee member allowed \$10 a day for sessions during recess.  
B. I. 703, 1 Je
- 750 **Miscellaneous procedure.** Officers of each house elected by *roll call* [formerly *viva voce*]. Amending R. C. '95 §29.  
N. D. 104, 8 Mr
- 751 In legislative caucus to nominate candidate for United States senator, vote shall be *viva voce*.  
Wis. 131, 8 Ap
- 752 Defining and regulating lobbying; registration of lobbyists; person or corporation employing to render statement of expenses.  
Wis. 243, 22 Ap

**Laws. Codes**

- 753 **Construction of laws.** In amending general statutes '94, sufficient to refer to section numbers.  
Minn. 11, 9 F
- 754 **Revision. Codification.** New codes, revisions or supplements have been issued in 1899 for **Indian Territory** (unofficial), **Maryland**, **Michigan** and **South Dakota**.
- 755 **Compilation of laws provided for.**  
Ari. 49, 16 Mr; Id. p. 342, 2 Mr; Mo. p. 292, 22 My; Nev. 5, 15 F; N. D. 123, 21 F; W. Va. j. r. 17, 13 F; Wy. 52, 18 F
- 756 Adopting Revised statutes of 1898.  
U. 7, 2 Mr
- 757 **Ballinger's Annotated codes and statutes, 1898, to be of equal authority with other official compilations and session laws.**  
Wash. 67, 13 Mr
- 758 Changing words "territory" and "territorial" in revised statutes to "state"; "controller" of territory changed to "auditor."  
'90-91 p. 20 reenacted to correct illegality in passage.  
Id. p. 12, 2 F
- 759 **Uniform laws.** Repealing '95 p. 216 creating commissioners for promoting uniformity of legislation in United States.  
Mo. p. 298, 31 My
- 760 **Publication of laws.** (See also Public documents and printing, 769)  
Minor amendment to Code '96 §1984-85 relating to distribution of acts and resolutions.  
Ala. p. 35, 23 F
- 761 Chapters of acts of general assembly to be designated by arabic numerals.  
Ct. 6 Ap
- 762 Pay to newspaper publishing laws and distributing to subscribers *in state*. Amending R. S. ch. 2 §44.  
Me. 41, 7 Mr

## Political regulations

76

### NEW YORK STATE LIBRARY

- 763 Publication of province laws to be continued. **Mass.** 477, 3 Je  
764 2000 [formerly 1500] copies of session laws to be printed. Amend-  
ing R. C. '95 §60. **N. D.** 124, 8 Mr  
765 Changes in statutes quoted for amendment to be indicated in  
pamphlet laws by different type. **Pa.** 28, 6 Ap  
766 County courts may buy Shannon's code '96 for justices and county  
officers. **Tenn.** 186, 5 Ap  
767 Newspapers to receive \$1.50 [formerly 50c] a 100 for distributing  
to subscribers supplements containing session laws.  
**Vt.** 139, 26 N '98  
768 Designating additional officials to receive copies of session laws.  
Amending R. S. '98 §355. **Wis.** 351, 4 My

## Public documents and printing

(See also Supreme court reports, 1939; Legal notices, 2359)

- 769 General laws. Amending R. S. '97 ch. 127 regulating number of  
public documents to be printed; size; cost; contents; binding.  
**Ill.** p. 357, 21 Ap  
770 Revision of acts relating to state printer and printing (G. S. '97  
ch. 8). **Kan.** 35, 7 Ja  
771 General act regulating preparation and distribution of public  
documents. **Mich.** 44, 18 Ap  
772 Creating custodian of documents and supplies; appointed by secre-  
tary of state; salary \$1200. **Minn.** 137, 7 Ap  
773 Repealing '97, 464 putting public printing into hands of council of  
state. **N. C.** 2, 16 Ja  
774 Bureau of labor and printing created; commissioner of bureau to  
be elected from state at large for term of four years; to collect  
labor and industrial statistics and to oversee state printing;  
report. **N. C.** 373, 3 Mr; 539, 6 Mr; 622, 8 Mr  
775 Regulating publication and distribution of documents.  
**Pa.** 117, 2 My  
776 Printing and distribution of journals and documents.  
**S. D.** 121, 4 Mr  
777 Numerous amendments to Vt. S. ch. 234 regulating public printing  
and distribution of public documents. **Vt.** 138, 1 D '98  
778 General act relating to state printing. **Wash.** 118, 13 Mr  
779 Contracts. Regulations. Amending classification of public  
printing, time of advertising for bids, and time for completion  
of work (Code '96 3386-87, 3389, 3403, 3406, 3410).  
**Ala.** p. 40, 23 F  
780 State printing to be done within state; county printing within  
county; exceptions. '93 p. 71 reenacted to correct illegality in  
passage. **Id.** p. 183, 9 F

- 781 Documentary journal to be bound in volumes of 1000 pages; contents on back; house and senate journals to be labeled "Indiana"; 1000 volumes of each. Ind. 146, 3 Mr
- 782 2000 [formerly 1750] copies of report of commissioners of prisons to be printed. Amending '94 ch. 393 §7. Mass. 309, 27 Ap
- 783 Constitutional amendment requiring legislature to provide state printing and binding establishment at Lansing. *Rejected by the people April 1899.* Mich. j. r. 4
- 784 3000 [formerly 5000] copies of report of state horticultural society. Minn. 215, 14 Ap
- 785 Reports of state officers to be printed not oftener than once in two years except by order of state board of examiners; number of copies to be determined by this board. Amending P. C. '95 §311; repealing §312. Mon. p. 94, 7 Mr
- 786 Compensation of public printer amended (P. S. '91 ch. 6 §2). N. H. 38, 7 Mr
- 787 Bills, documents etc. of assembly to be printed in Spanish. N. M. 2, 24 Ja
- 788 Fixing maximum rates at which joint committee may let contract for public printing; number of documents; paper; contract. N. C. 250, 24 F; 724, 8 Mr
- 789 All public printing to be done in the state, by house established at least four months. Amending R. C. '95 §1807. N. D. 125, 9 Mr
- 790 State officers to let public printing of their departments to lowest bidder; advertise in four cities; fixing number of copies to be printed. Tenn. 392, 21 Ap
- 791 Expense of printing report of director of experiment station. Amending Vt. S. §264. Vt. 9, 19 N '98
- 792 In appeals to court of appeals printed matter on page of record shall be 7 by 4 inches, containing 1500 ems long primer; single leaded; charge for printing shall be 50c a 1000 ems [formerly 22c a 100 words]; rules for measuring printing; fee for comparing with original 10c a 1000 ems [formerly 1c for 30 words]. Amending C. '91 ch. 135. W. Va. 14, 21 F
- 793 Commissioners of public printing to advertise for paper in newspapers of state [formerly in Madison, Milwaukee and Chicago]. Amending R. S. '98 §305. Wis. 351, 4 My
- 794 Minor corrections in R. S. '98 §317 as to printed copies of legislative journals. Wis. 351, 4 My
- 795 Slightly amending R. S. '98 §1407 as to binding reports of state board of health. Wis. 351, 4 My
- 796 Expense of publishing reports of state officers not to be charged to state unless paid from contingent funds allowed. Wy. 64, 20 F

- 797 Distribution. (*See also* Libraries, 477) Regulating printing and distribution of journals of assembly. Col. 109, 30 Mr
- 798 Distribution of printed reports by controller amended ('95, 53; G. S. '88 §332). Ct. 10, 17 Mr
- 799 Minor amendment to G. L. '88 §334 relating to distribution by controller of printed judicial decisions. Ct. 78, 27 Ap
- 800 State librarian to distribute state publications, except session laws and court reports, to state and other libraries. Ind. 158, 3 Mr
- 801 State librarian to be furnished for distribution 150 copies of every state publication except supreme and appellate court reports. Ind. 210, 6 Mr
- 802 State publications to be furnished to county commissioners of schools. Mich. c. r. 10, 28 Ap
- 803 Distribution of court reports and session laws amended (R. S. '89 §3298, 3311-12, 3316). Mo. p. 150, 15 My; p. 150, 17 My
- 804 Copies of reports of cases before court of appeals and supreme court to be given to each county judge. Amending C. O. P. N. Y. 278, 7 Ap
- 805 Regulating sale of reports of supreme court and sessions laws. Or. p. 233, 22 F
- 806 Manuals. Blue books. 12,000 [formerly 8500] copies of blue book to be printed; 20 [formerly 13] copies to each member of general court. Mass. 336, 4 My
- 807 One copy of legislative manual to each school district. Amending '97, 64. Minn. 106, 30 Mr

## Labor

(*See also* Exemptions, 1580; Mechanics' liens, 1629; Railroads, 3856; Street railways, 3992; Mines, 4355)

### Statistics. Bureaus

- 808 Establishing bureau of immigration, labor and statistics in accordance with state constitution; to collect and publish information concerning resources and labor interests of state; term of commissioner two years. Id. p. 394, 2 Mr
- 809 Creating a state society of labor the secretary of which shall succeed to powers and duties of state commissioner of bureau of labor and state factory inspector; his duties, powers, reports. Kan. 34, 6 Ja
- 810 Revision of R. S. '89 ch. 152 relating to bureau of labor statistics; factory inspection. Mo. p. 371, 31 My

- 811 Bureau of labor and printing created; commissioner of bureau to be elected from state at large for four year term; to collect labor and industrial statistics and to oversee state printing; report.  
N. C. 373, 3 Mr; 539, 6 Mr; 622, 8 Mr
- 812 Duties of commissioner of agriculture and labor; biennial reports of labor statistics; to be state statistician; have charge of state exhibits at expositions in United States. [New duties same as those repealed by '97, 52.] N. D. 44, 8 Mr
- 813 Salary of commissioner of bureau of labor statistics to be \$2500 [formerly \$3000]. Amending G. L. '88 §3706; repealing '89, 197.  
Ct. 197, 15 Je
- 814 Commissioner of labor to investigate Sunday labor.  
Minn. 148, 11 Ap
- 815 Owners or operators of mills etc. to make certain reports to bureau of statistics of labor. Amending '78, 105. N. J. 124, 23 Mr
- 816 Commissioner of agriculture and labor allowed \$1500 a year for clerk hire. N. D. 45, 8 Mr

### Employer and employee

#### Contracts. General relations

- 817 Employment bureaus. Free employment agencies established in cities of 50,000; officers appointed by governor; to report to state bureau of labor statistics; private agencies to pay license of \$200 a year. Ill. p. 268, 11 Ap
- 818 Commissioner of labor statistics to establish free public employment bureaus in cities of 100,000; regulations.  
Mo. p. 272, 23 My
- 819 Intelligence office not to retain money over \$1 unless employment is found. Amending '95 ch. 156 §6. Me. 3, 9 F
- 820 Agencies to keep copies of terms of hire; person failing to find employment may sue on bond and recover damages and costs. Amending '95, 74. Minn. 42, 6 Mr
- 821 Employment and intelligence offices to obtain license and give \$1000 bond; employees must be given copy of terms of hire; does not apply to agencies conducted by women for employment of women only. Wis. 213, 19 Ap
- 822 Contracts. Illegal conditions. Employer not to bind employee to refrain from joining labor organization. Ct. 170, 9 Je
- 823 Unlawful for employers to have employees contract not to join labor organizations. '93 p. 152 reenacted to correct illegality in passage. Id. p. 221, 10 F
- 824 Misdemeanor to make nonmembership in labor union a condition of employment. Wis. 332, 3 My

- 825 Discharge. Black-listing.** Black-listing punishable by \$100 to \$1000 fine or 90 days to one year in jail or both. **Wash.** 23, 3 Mr
- 826 Employer requiring notice of intent to quit work under penalty of forfeiture of wages shall be liable to equal forfeiture for discharging without notice; misdemeanor to threaten employee or offer higher wages to influence vote.** **Wis.** 330, 3 My
- 827 Miscellaneous.** Penalty for use of deception or unlawful force in employing workmen, and for guarding with deadly weapons certain workmen or property without written permit from governor. **Ill.** p. 139, 24 Ap
- 828 Defining and punishing forgery of receipts of dues to railway employees' associations and of letters of recommendation from employers.** **Wis.** 224, 20 Ap

**Wages**

- 829 Milling and manufacturing companies not to discount advance payments of wages over 10% a year; laborer to be paid in currency unless electing to take draft or check.** **Ark.** 172, 8 My
- 830 Unskilled labor employed on public works of state, counties, cities and towns to receive not less than 15c an hour.** **Ind.** 226, 6 Mr
- 831 Wages shall be paid weekly to within six days of pay day; interstate common carriers excepted; labor commissioners may exempt; chief inspector of department of inspection may prosecute; 50% penalty to school fund; fines unlawful; 24 hours written notice of change in wages required; assignment of future wages prohibited; agreement to relieve from weekly payment invalid.** **Ind.** 124, 28 F
- 832 Money payment. Truck system.** Unlawful for employers to use truck system; violation by corporation causes forfeiture of charter. **Col.** 155, 31 Mr
- 833 Compelling payment in lawful money of United States of time-checks, due-bills etc. issued for wages.** **Kan.** 152, 28 F
- 834 Wages must be paid in lawful money of United States at least every two weeks.** **N. J.** 38, 16 Mr
- 835 Employers shall redeem pay orders in money on regular pay days or on demand in 30 days from issue; action for redemption.** **Tenn.** 11, 23 Mr
- 836 Time of payment.** Corporations to pay wages weekly or monthly; failure to do so gives laborers a lien on property of corporation. **Cal.** 146, '91. *Unconstitutional.* Special legislation in that it gives liens for the wages of only such laborers as may be employed by week or month. *Slocum v. Bear Valley Irrigation* co. 122 Cal. 555.



- 837 Law relative to weekly payment of wages applies to all engaged in *building trades, public works, construction of railroads, street railways, roads, bridges, sewers, gas, water or electric light works, pipes or lines*. Amending '95 ch. 498 §1. **Mass.** 247, 10 Ap
- 838 Wages earned by discharged laborer are immediately due and payable. **S. C.** 52, 6 Mr
- 839 Time-checks must be payable at specific place. **Wis.** 221, 20 Ap

### Protection. Factory laws

- 840 **Inspection. Health and safety.** (*See also* Fire protection, 4207) General factory inspection law; hours of women and children; safety of employees; accidents; sweat shops; department of inspection created. **Ind.** 142, 2 Mr
- 841 Creating shop and factory inspector; semiannual inspection in counties over 30,000; factories to pay \$5 fee for inspection. **Tenn.** 401, 22 Ap
- 842 *Factory inspector* [formerly commissioner of police] to inspect scaffoldings etc.; to inspect certain boilers in factories; 50 [formerly 36] deputy inspectors may be appointed. Amending '97, 415. **N. Y.** 192, 1 Ap
- 843 Commissioner of labor may appoint *six* [formerly one] assistant factory inspectors; salaries \$1000. **Wis.** 152, 11 Ap
- 844 **Hours.** (*See also* Holidays, 4287) Eight hours a day's work on all public work. **Cal.** 114, 20 Mr
- 845 Eight hours a day's work on all public work. '90-91 p. 169 *re-enacted to correct illegality in passage*. **Id.** p. 113, 6 F
- 846 Eight hours a day's work for city and town employees. **Mass.** 344, 6 My
- 847 Each contract to which state or municipal corporation is party and which may involve employment of mechanics or laborers, to stipulate that eight hours is to be a day's work; penalty. Amending '97 ch. 415 §3, 4. **N. Y.** 567, 12 My
- 848 Eight hours a day's labor on all public work; hours may be extended in emergencies, at 50% increase in pay for extra time. **Wash.** 101, 13 Mr
- 849 Eight hours a day's labor for state employees; unlawful for officials or contractors on public works to require or permit longer hours; penalty. **W. Va.** 17, 21 F
- 850 **Women and children.** Limiting hours of employment of females in manufacturing establishments, hotels etc.; not more than 10 hours a day nor 60 hours a week; seats to be provided. **Neb.** 107, 31 Mr

- 851 *No minor under 18 and no female* [formerly no female under 21 nor male under 18] to be employed in factory before 6 a. m. or after 9 p. m. Amending '97 ch. 415 §77. N. Y. 192, 1 Ap
- 852 No female and no male under 18 years to be employed in factory in operating emery wheel for polishing or buffing. Amending '97 ch. 415 art. 6. N. Y. 375, 19 Ap
- 853 Factory inspectors to enforce act providing 10 hour day in manufactories for women and for children under 16. B. I. 708, 20 S
- 854 Seats to be provided for female employees. S. C. 71, 6 Mr; Wis. 77, 30 Mr
- 855 Factory inspector may enter *mercantile establishments* to examine provisions for *suitable seats for women*. Amending R. S. '98 §1021f. Wis. 158, 12 Ap
- 856 *Children.* (*See also* Cruelty to children, 104; Compulsory education, 363) Children under 14 not to be employed at labor during school hours; penalty. Repealing G. L. '88 §2105. Ct. 41, 5 Ap
- 857 Children not to be employed in manufactories between 6 p. m. and 7 a. m.; parent must swear child can read and write; \$15,000 [formerly \$12,000] for inspection. Amending C. L. §5343, 536. Mich. 77, 17 My
- 858 Children under 10 not to be employed in manufacturing or mercantile establishments; children under 14 not to be employed except during school vacations; exceptions; in each establishment must be kept for inspection a record of age and residence of each employee under 16 years [formerly children under 12 not to be employed more than four months a year]. Amending C. S. '97 §6953-55. Neb. 108, 31 Mr
- 859 Children graduates of grammar school may be granted certificates allowing them to work in manufacturing establishments. Amending P. S. '91 ch. 93 §12. N. H. 84, 11 Mr
- 860 Children under 16 not to operate dangerous machines in factories. Amending '97 ch. 415 §81. N. Y. 192, 1 Ap
- 861 General law as to employment of minors. Wis. 274, 27 Ap
- 862 *Sweat shops.* Inspector of factories to examine tenements and dwellings used wholly or in part as workshops; powers. Ct. 199, 20 Je
- 863 Manufacture of wearing apparel, flowers, cigarettes or cigars forbidden in dwellings except on written permit of factory inspector granted after inspection, stating number to be employed and that building is fit; permit to be framed and posted in room; firms giving out work shall require production of permit and keep register of persons to whom given; family may employ seamstress. Amending '95, 184. Mich. 233, 9 Je

- 864 Limiting number of persons who may work in tenement or dwelling at manufacture of wearing apparel; firms contracting for such articles to keep register of names and addresses of workers; no firm to sell articles made in violation. Mo. p. 273, 2 Je
- 865 Tenement not to be used for purposes of manufacturing unless license is obtained from factory inspector; articles manufactured under unhealthy conditions in other states to be inspected before sale; other amendments to '97 ch. 415 art. 7 relating to tenement made articles. N. Y. 191, 1 Ap
- 866 Factory inspector may seize and destroy clothing being made in unhealthful places or where there are contagious or infectious diseases. Amending '97 ch. 37 §4. Pa. 64, 28 Ap
- 867 Regulating manufacture of clothing and tobacco goods in dwellings. Wis. 232, 20 Ap
- 868 Special regulations. Factories to be *well lighted*, ventilated and kept clean. Amending G. L. '88 §2265. Ct. 119, 17 My
- 869 Merchants to provide seats for employees. Fla. 101, 3 Je
- 870 Architects to insert clause in all building specifications providing temporary water closets for workmen; contractor to build in first week. Mich. 205, 17 My
- 871 Cellars not to be used as bakeshops; exception; other amendments to '97 ch. 174 §2. Ct. 140, 31 My
- 872 Prescribing hours of labor and sanitary conditions in bakeries and confectionary establishments. Repealing '91 p.159 §17-18. Mo. p. 274, 29 My
- 873 Regulating location, dimensions, window surface, ventilation and cleanliness of cigar manufactories; persons under 18 not to work over eight hours a day or 48 hours a week; separate dressing rooms and water closets; factory inspector to enforce. Wis. 79, 30, Mr
- 874 Emery wheels and belts to be provided with fans, on order of commissioner of labor. Mich. 202, 17 My
- 875 Regulating use of emery wheels and belts. Wis. 189, 14 Ap

### Organization. Strikes. Arbitration

(See also Trade marks, 4269; Fraternal societies, 3757)

- 876 Lawful to form trades-unions and to persuade others to quit work by peaceable means; no right to trespass. Tex. 153, 27 My
- 877 Arbitration. State board established; on petition of either party board may arbitrate; decision binding, if both parties petition, six months unless notice of 60 days is given; board may investigate and report without petition; local boards may arbitrate. '97 p. 14 reenacted to correct illegality in passage. Id. p. 319, 18 F

- 878 Person refusing to give testimony or produce books or records before state board of arbitration may be punished as for contempt of court; failure to abide by decision of board punishable; two or more employers or their employees may make joint application to the board; mayor and chief officer of labor organization to furnish information to board. Amending '95 p. 5 (special). Ill. p. 75, 12 Ap
- 879 Term of labor commissioner *four* [formerly two] years; salary \$1800 [formerly \$10 a day, investigations limited to 10 days each]; shall offer mediation in *all* strikes [formerly affecting 50 persons]; any employer and his employees [formerly at least 25] may ask for arbitration; salary of arbitrators \$5 a day [formerly \$10 limited to 15 days for one arbitration]. Amending '97, 88. Ind. 128, 28 F

## Corporations

(See also Taxation of corporations, 1364; Insurance, 3698; Transportation, 3850; Light, Water, etc. 2977)

### General

#### Incorporation. Charter

- 880 General. Revision of corporation law. Del. 273, 10 Mr
- 881 When charter is about to expire, corporation may renew it for not more than 20 years; procedure; fee. Col. 89, 11 Ap
- 882 Joint-stock corporations to pay tax on organization; regulations of preferred stock; directors; dissolution; increase of capital stock. Amending '95 ch. 224 §1; '89, 65; G. L. '88 §1954. Ct. 227, 20 Je
- 883 Private corporations may be formed by five persons provided *one* [formerly a majority] is resident of state. Amending R. S. '87 §2576. Id. p. 404, 28 F
- 884 Charters of private corporations under special acts passed before adoption of constitution to continue in force 30 years; regulations. Ind. 111, '83. *Unconstitutional*. Creates corporations, other than banking, by special act; grants special privileges. Bank of Commerce v. Wiltsie, 53 N. E. 950.
- 885 Amending certain sections of G. S. '97, 66 relating to private corporations. Kan. 10, 7 Ja
- 886 Repealing two year limitation on renewal of expired corporations (C. L. §7035). Mich. 60, 2 My
- 887 Minor amendments to corporation law. '96 ch. 185 §3, 6. N. J. 176, 24 Mr
- 888 Articles. Certificates. Mode of correcting errors in certificates of incorporation. Amending '96, 185. N. J. 66, 21 Mr

- 889 Certificate of secretary of state to be prima facie evidence of incorporation of new corporation formed by consolidation of two or more corporations. N. Y. 201, 1 Ap
- 890 Secretary of state to certify to state examiner filing of articles of incorporation of all corporations subject to examination. Amending R. C. '95 §2889. N. D. 52, 8 Mr
- 891 All corporations for profit must file certificate with secretary of state and county clerk. Wy. 61, 20 F
- 892 Amendment of charter. Amending '85 ch. 19; '93 ch. 380 for the amending of charters of corporations. N. C. 618, 7 Mr
- 893 Names. New corporations not to take name of one already organized. Amending R. S. '98 §314. U. 52, 9 Mr

#### Government. Officers

- 894 Directors or trustees may fill vacancy in their own number till corporation fills it. Ct. 27, 23 Mr
- 895 Providing for service of process in quo warranto on nonresident usurping office in a corporation. Ct. 23, 23 Mr
- 896 Directors of printing and publishing companies to hold office not over three years. Amending C. L. §7161. Mich. 20, 20 Mr
- 897 Requiring certain officers of corporations other than railroad companies to keep their offices in state; directors to be residents of state. Amending R. S. '89 §2491, 2510. Mo. p. 117, 11 My
- 898 Meetings of directors or trustees of corporations organized under state laws, to be held within or without the state. Amending C. C. '95 §448. Mon. p. 108, 24 F
- 899 Amending '96 ch. 185 §34 as to manner of electing directors. N. J. 120, 23 Mr
- 900 Chancellor may, on petition, inquire into causes of complaint over election of directors of corporations and order new election. Amending '96, 185. N. J. 213, 24 Mr
- 901 Liability of director of stock corporation amended ('92 ch. 688 art. 2). N. Y. 354, 18 Ap
- 902 Action to enforce liability against director etc. of moneyed corporation to be brought within *three* [formerly six] years; amending C. C. P. §394. N. Y. 281, '97. *Void* as to existing causes of action which accrued three or more years before its taking effect because it did not allow reasonable time for commencement of such actions after its taking effect; deprives person of property without due process of law. *Gilbert v. Ackerman*, 159 N. Y. 118.
- 903 When private corporation fails to elect directors at annual meeting, special meeting may be held for the purpose. N. M. 71, 16 Mr

- 904 Repealing '97, 331 requiring officers and directors of railroads, banks and other corporations to take official oath.

N. C. 23, 26 Ja

- 905 Domicile of private corporations may be changed by two-thirds vote and filing record. Supplementing Vt. S. §3734.

Vt. 68, 22 N '98

#### Capital. Stockholders

- 906 Increase or reduction. Regulations for increase or decrease of stock of corporations other than railroad, tramway, turnpike and canal companies; fees.

S. C. 38, 1 Mr

- 907 Mechanical and manufacturing corporations may increase capital to any amount [formerly \$1,000,000].

Mass. 199, 28 Mr

- 908 Corporations may diminish capital to sum not less than debts; deposits in trust companies and banks not to be counted as debts, nor are such corporations relieved from liabilities incurred prior to reduction; depositors must be notified of proposed decrease. Amending G. S. '91 §1515.

Wash. 106, 13 Mr

- 909 Certificates. Miscellaneous. Personal liability of stockholders of corporations amended (R. S. '87 §2609). '91 p. 172 reenacted to correct illegality in passage.

Id. p. 115, 6 F

- 910 Manner of enforcing lien of corporation on its stock; notice to stockholder; sale. Amending G. L. '88 §1923.

Ct. 50, 6 Ap

- 911 Corporations may divide capital stock into smaller shares.

Nev. 9, 21 F

#### Powers. Regulations. Property

- 912 Conveyances. Corporations may transfer foreign concessions or franchises.

Cal. 79, 13 Mr

- 913 Consolidation. Purchase of stock. Corporation, except railroad or canal, may lease its property to another corporation; exceptions.

N. J. 150, 24 Mr

- 914 Stock held by another corporation to be voted by president unless directors designate other officer; directors of one may be elected as directors of another, as in case of other stockholders.

Wis. 100, 30 Mr

- 915 Reports. Corporations other than railroad, banking, building and loan and insurance companies to make annual report to secretary of state.

Ill. p. 111, 21 Ap

- 916 Reports of manufacturing companies shall contain name and address of each officer and director; neglect to report renders directors liable for debts contracted during neglect; secretary of state to notify company and each officer and director, by mail, of such neglect; his certificate prima facie evidence of receipt of notice; all actions based on neglect to be begun in two years. Amending C. L. §7048.

Mich. 203, 17 My

## SUMMARY OF LEGISLATION, 1899

- 917 Annual balance sheet to be filed. N. M. 77, 16 Mr
- 918 **Miscellaneous.** Suits against corporations organized under laws of state may be brought in any county where corporation has an office or agency, or where any person resides who can be served with process. Ind. 11, 7 F
- 919 Act limiting power of corporations to hold land (G. S. §5877) not to apply to those organized to deal in lands now owned by same persons who held before act passed. Minn. 129, 3 Ap
- 920 Minor amendment to examination of books of corporations to verify returns for taxation ('79 ch. 122 §12). Pa. 66, 28 Ap
- 921 Private corporations shall *within 10 days after each election of officers* file list on whom process may be served. Amending R. S. '98 §1775b. Wis. 46, 23 Mr

**Dissolution. Insolvency**

- 922 **Dissolution.** Providing voluntary dissolution of private corporations; application to court; notice. Mo. p. 116, 17 Ap
- 923 On voluntary dissolution of solvent corporation court may, if creditors do not object, dispense with receiver. Amending C. C. P. §2429. N. Y. 599, 16 My
- 924 When receiver has been appointed and property is in custody of court and corporation has forfeited franchise by failing to maintain office or to appoint secretary of state as its agent on whom process may be served, court shall distribute property. N. D. 55, 24 F
- 925 **Insolvency. Receivers.** Courts of equity authorized to order sale of property and franchises of quasi public corporations, at suit of creditors having judgment. Ala. p. 98, 23 F
- 926 Wages of employees of corporation to be preferred claim when receiver is appointed. Ala. p. 100, 23 F
- 927 Court shall allow attorneys filing original petition for moving creditors and to receiver appointed thereunder reasonable compensation. Amending '97 p. 55. Ga. p. 86, 23 D '98
- 928 Receiver need not prove appointment unless it is specifically denied. Ind. 168, 3 Mr
- 929 Cases in which receivers may be appointed. Amending G. S. '97 ch. 95 §264. Kan. 9, 6 Ja
- 930 When corporations have assigned or receiver is appointed, court may at once, on hearing of petition of assignee, receiver or creditor, resort to enforcement of stockholders' liability and make assessments; stockholders not parties to suits heretofore may be assessed after final judgment. Minn. 272, 18 Ap
- 931 Receiving money by insolvent corporation a larceny. Mo. p. 121, 17 My

- 932 Compensation of receivers to be at discretion of court; either salary, lump sum or percentage. **Neb. 33, 24 Mr**
- 933 Court may allow receivers an amount not exceeding \$100 when commissions do not equal that amount. Amending C. C. P. §3320. **N. Y. 94, 16 Mr**
- 934 Appointment of receivers amended (G. L. ch. 177 §27). **R. I. 655, 4 My**

## Foreign corporations

- 935 Foreign corporations must file charter with secretary of state and designate agent on whom process may be served. Amending Digest '94 §1323. **Ark. 19, 16 F; 65, 18 Mr; 168, 8 My**
- 936 Foreign corporation can not maintain or defend action till it designates person on whom process may be served. Amending '72, 566. **Cal. 94, 17 Mr**
- 937 Foreign corporations must report increase or decrease in capital stock; other minor amendments to '97 p. 174. **Ill. p. 118, 22 Ap**
- 938 Foreign corporations to have public office in state; articles of incorporation and statement of property in state to be filed with secretary of state; license fees on proportion of capital stock; penalty of \$1000 for neglect. Repealing '95, 332. **Minn. 69, 18 Mr; 70, 17 Ap**
- 939 Foreign corporations to procure license from secretary of state before doing business. **Mo. p. 129, 23 My**
- 940 Regulating foreign corporations for mining or manufacturing; copy of charter to be filed; resident creditors to have priority; taxation. **Tenn. 31, '77. Partly void.** Provision that creditors resident in state shall have priority in distribution of assets over creditors of other states and countries violates the United States constitution which declares that citizens of each state shall be entitled to all privileges and immunities of citizens in the several states. **Blake v. McClung, 172 U. S. 239.**
- 941 Penalty for not filing charter of foreign incorporation \$250; attorney general to begin civil action to recover same. **Wash. 58, 13 Mr**
- 942 Provisions as to filing articles of foreign incorporation no longer apply to partnerships; penalty for violation \$500 [formerly \$1000 for second offense]. Amending R. S. '98 §1770b. **Wis. 351, 4 My**

## Special stock corporations

- 943 Extending provisions of '73, 198 regulating incorporation and management of railroads to bridge and tunnel companies. 14p. **Mich. 266, 23 Je**



- 944 Summer resort corporations may operate in adjoining state. Amending '97, 230. Mich. 30, 30 Mr
- 945 Cooperative associations not declaring dividend for five years may be dissolved by district court on petition of five stockholders. Amending G. S. §2910. Minn. 217, 14 Ap
- 946 Solvent real estate corporations organized for term of five years may renew for five years. Minn. 252, 17 Ap
- 947 Corporations for carrying on trade of merchants may deal in farm products. Amending '75, 142. Tenn. 304, 22 Ap
- 948 Providing form of charter for construction companies. Amending '75, 142. Tenn. 224, 15 Ap
- 949 Providing for organization of laundry corporations. Amending '75, 142. Tenn. 17, 21 Ja
- 950 Companies may be organized for storage, transportation, purchase and sale of oil, gas, salt, brine and other mineral solutions; powers defined; may condemn lands. Tex. 117, 15 My

### Corporations not for profit

(See also Private educational institutions, 435, 456; Fraternal societies, 3757; Charities, 3480; Agricultural associations, 4436; Exemptions from taxation, 1180)

**Membership corporations generally.** (Including religious, educational, social, scientific, benevolent etc.)

- 951 Incorporation. Powers. Revision of laws regulating incorporation of literary and scientific associations. Mich. 29, 30 Mr
- 952 Repealing certain acts relating to associations not for pecuniary profit. N. J. 76, 22 Mr
- 953 Amending liability of directors of corporations for promoting agriculture and corporations for promoting principles of a political party ('95 ch. 559 §11). N. Y. 292, 10 Ap
- 954 Religious, educational and benevolent corporations may amend their articles of incorporation at any meeting; notice. Amending Ann. S. '99 §3833. S. D. 92, 24 F
- 955 Property. Bonds, etc. Limitations on real estate holdings do not apply to nonprofitable corporations whose land is timbered, and not over 160 acres. Amending C. C. §595. Cal. 12, 16 F
- 956 Religious, social and benevolent corporations may mortgage or sell property by majority vote of members [formerly on an order from district court] after publication of notice. Amending R. S. '87 §2764. Id. p. 436, 6 Mr
- 957 Religious, educational or benevolent corporations may hold property to amount of \$100,000. N. J. 117, 23 Mr
- 958 Real estate holdings of religious and charitable associations limited to \$100,000 [formerly \$50,000]. Amending R. C. '95 §2859. N. D. 53, 9 Mr

- 959 Corporation not for profit may change name. Pa. 107, 2 My  
 960 Clubs. Social organizations. Prohibiting unauthorized wearing of secret society badges. Cal. 75, 11 Mr  
 961 Incorporation of masonic and similar grand lodges shall include subordinate lodges, which shall have all rights of other corporations. Amending R. S. '95 art. 713. Tex. 138, 23 My

**Religious corporations**

- 962 Incorporation. General law for the incorporation of churches and religious societies. '95 p. 24 reenacted to correct illegality in passage. Id. p. 236, 14 F  
 963 Regulating incorporation of methodist, episcopal, baptist, reformed Dutch, evangelical and Mennonite brethren churches. Mich. 11, 2 Mr; 40, 18 Ap; 54, 2 My; 82, 25 My; 94, 1 Je; 225, 7 Je  
 964 Religious societies may designate denomination according to policy of which they shall be administered and may fix qualifications of trustees. Amending G. S. §3025. Minn. 73, 20 Mr  
 965 Religious societies may incorporate under either "An act to incorporate religious societies" (revision, 1875) or "An act to incorporate associations not for pecuniary profit" ('98, 181). Amending '98, 181. N. J. 23, 13 Mr  
 966 Calling and dismissal of minister, fixing of salary and order or nature of worship, to be according to rules and usages of the denomination; exceptions. Amending '96 ch. 336 art. 1. N. Y. 720, 26 My  
 967 Submitting amendment to constitution authorizing incorporation of missionary societies. Vote November 1900. W. Va. j. r. 19, 25 F  
 968 Property. Amending '93 ch. 44 §3 relating to transfer of property from ecclesiastical society to church corporation. Ct. 220, 20 Je  
 969 Bishop, priest or elder of a church or society may become a sole corporation and hold property in trust; powers. Mon. p. 105, 27 F  
 970 Trustees. To be elected according to rules of denomination. Amending R. S. '93 ch. 39 §2. Del. 217, 9 F  
 971 Religious societies may increase number of trustees to nine. Minn. 109, 3 Ap

**Banking and loan institutions**

(See also Taxation, 1379)

**Banks—general.** (Including all provisions relating to banks of deposit or relating to them jointly with following classes).

- 972 Incorporation. General revision of banking law.

N. J. 173, 24 Mr

## SUMMARY OF LEGISLATION, 1899

- 973 Repealing certain acts relating to banks, safe deposit and trust companies. N. J. 177, 24 Mr
- 974 General banking law. Repealing '97, 4. Okl. 4, 10 Mr
- 975 Referring to next legislature amendment to constitution giving legislature power to pass general banking law. Wis. j. r. 13, 20 Ap
- 976 Liability of shareholders in trust companies and banks equals value of shares owned; supreme court on complaint of examiner may make assessment to restore impaired capital; shares of delinquent holders may be sold or forfeited to company. Me. 68, 14 Mr
- 977 Banks in cities or villages of not over 1500 may have not less than \$20,000 [formerly \$15,000] capital; *in cities not under 110,000, \$100,000a; over 110,000, \$250,000; when deposits are \$5,000,000; capital shall be increased to \$400,000;* directors to be elected in *January* [formerly December]; receiving deposit after bank is believed insolvent, a *felony* [formerly misdemeanor]; imprisonment not over *five* [formerly one] years; *loans to officers or employers must be approved by directors;* investments in bonds of *certain railroads* authorized. Amending '87, 205; '91, 10. Mich. 265, 23 Je
- 978 Banks applying in two years before expiration may extend corporate existence 30 years. Mich. 143, 23 Je
- 979 Bank director ceasing to own requisite stock vacates his place; *one fifth* [formerly one tenth] of net profit must go to surplus fund; report of directors' examining committee sent to public examiner. Amending '95, 145. Minn. 142, 11 Ap
- 980 Regulating dissolution and increase or decrease of capital stock of banks and trust companies; insolvent banks not to accept deposits. Mon. p. 109, 6 Mr
- 981 Inspection—general. Repealing '97 p. 59 providing for examination of private banks by state examiner. Ga. p. 72, 3 D '98
- 982 Commissioner of banking department may employ examiners; salaries \$1700; bonds \$10,000. Amending C. L. §6127. Mich. 47, 28 Ap
- 983 State corporation commission created to supervise building and loan associations, banks and certain other corporations. N. C. 164, 6 Mr; 642, 8 Mr; 688, 8 Mr
- 984 Salary of clerk and stenographer in bank examiner's office \$1200 [formerly \$1000]. Amending R. S. '98 §170. Wis. 299, 28 Ap
- 985 Bank examiner's chief clerk may examine banks. Amending R. S. '98 §2023k. Wis. 69, 30 Mr

- 986 **Capital.** Banks in towns of over 2500 to have at least \$25,000 capital paid in *and in smaller towns at least \$15,000* [formerly in all cases at least \$25,000]. Amending Code '96 §1086.  
Ala. p. 27, 23 F
- 987 Secretary of state shall, before bank or trust company begins business, ascertain whether required capital stock is paid in.  
Mo. p. 119, 12 Ap
- 988 **Loans. Reserve.** Three fifths of bank's reserve may consist of balance due from banks or *United States, state, county or city bonds*. Amending R. S. §2183.  
Fla. 89, 27 My
- 989 No bank to loan more than 10% of capital stock and surplus to one person without good [formerly collateral] security. Amending Code '95 §1916.  
Ga. p. 48, 22 D '98
- 990 Banking corporations not to carry loans secured wholly by real estate mortgages exceeding one half capital stock; guarantee of payment of such loan shall not bind bank but shall bind person making it; real estate bought under judgment shall not be held more than 10 [formerly five] years. Amending R. C. '95 §3229-30.  
N. D. 28, 9 Mr
- 991 **Deposits.** Bank depositor who has lost certificate may apply to supreme court for order compelling payment; regulations.  
N. Y. 451, 27 Ap
- 992 Banks to publish names of depositors who for three years have made no disposition of their deposits; unclaimed money to escheat to territory and be turned into school fund.  
N. M. 62, 16 Mr
- 993 **Bank notes.** Governor, treasurer and controller general to be commission to prepare and issue bank notes; banks may issue to amount of 75% of paid up capital, to be first lien on entire assets after taxes and dues to state; reserve fund 25% of outstanding notes; additional liability of stockholders; attorney general to test federal 10% tax law in United States supreme court.  
Ga. p. 73, 15 D '98
- 994 **Insolvency.** Voluntary assignments of banks and trust companies unlawful. Amending '97 p. 83.  
Mo. 118, 29 My
- 995 Receivers of banks and trust companies to report semiannually to court and on their discharge to file all books and papers with circuit clerk.  
Mo. p. 120, 31 Mr
- 996 State, counties, cities and other municipalities have no preference over other creditors of insolvent banks.  
Wis. 230, 20 Ap
- 997 **Mortgage, loan and investment companies.** Investment associations not already under statutory provisions to comply with building and loan association law.  
Wis. 216, 19 Ap

998 **Miscellaneous regulations.** Banks forbidden to advertise as trust companies. **Mass.** 467, 2 Je

999 **Certain restrictions as to banking business not to apply to bankers of five years good standing at time of passage of this act.** Amending C. L. '97 §254. **N. M.** 40, 15 Mr

**Savings banks.** (Including many provisions as to trust companies)

1000 **Incorporation.** Only banks or trust companies incorporated by this state or by the United States to receive deposits as a savings bank; penalty. **Ct.** 206, 20 Je

1001 **Not over two trustees of savings bank may be directors of *trust company or bank*; beneficiary of trust deposit to be named, and paid on death of trustee if bank has no notice of terms; orders may be paid notwithstanding drawer's death 30 days from date; deposits may be paid minor or depositor in trustees' discretion; receiver may pay balance due parties not found to state treasury, to be held 20 years for rightful owners; supreme court may restrain payment of dividends and deposits when necessary to protect depositors.** **Me.** 50, 9 Mr

1002 **Generally amending '87, 18 as to incorporation of savings banks,** **W. Va.** 45, 25 F

1003 **Deposits.** When deposit in savings bank is made by one person in trust for another the fact must be disclosed to bank. **Ct.** 122, 19 My

1004 **Receipt of minor for deposit in savings bank valid.** **Ct.** 202, 20 Je

1005 **Depositors' books to be verified every four years by examiners selected by savings banks and approved by bank commissioners.** **N. H.** 72, 11 Mr

1006 **Investments.** Savings banks investment law amended (G. L. '88 §1800, 1801, 1803, 1815). **Ct.** 146, 1 Je

1007 **Savings banks may loan on bonds of Boston Terminal company.** **Mass.** 215, 30 Mr

1008 **Prescribing securities in which savings banks may invest.** **N. J.** 207, 24 Mr

1009 **Savings banks may under certain restrictions invest deposits in bonds of railroad of another state controlled by railroad of this state; not more than 5% in bonds of one railroad.** Amending '98 ch. 236 §116. **N. Y.** 386, 21 Ap

1010 **Reserve.** Savings banks' guaranty fund may be 10% [formerly 5%] of deposits; investments amended slightly. **P. S.** '91 ch. 165 §16; '95 ch. 114 §4. **N. H.** 74, 11 Mr

**Trust, safe deposit and investment**

1011 **Incorporation.** General law for incorporation of trust companies. **Ga.** p. 78, 23 D '98

- 1012 Generally amending '83, 107 relating to annuity, safe deposit and trust companies. **Minn.** 200, 13 Ap
- 1013 Revision of law relating to trust companies. **N. J.** 174, 24 Mr
- 1014 Revision of law relating to safe deposit companies. **N. J.** 175, 24 Mr
- 1015 Correcting defective title of '97 p. 184 amending law regulating trust companies. **Ill.** p. 123, 24 Ap
- 1016 Amending amount of capital required for formation of loan and trust and safe deposit companies (Ann. S. '97 §8815). **Ind.** 219, 6 Mr
- 1017 Trustee or director of trust company absent for five consecutive monthly meetings to lose office; *not to apply to director of company residing over 500 miles from place of meeting.* Amending '95, 105. **N. H.** 14, 28 F
- 1018 Powers. Trust companies may act as fiduciaries. **Mass.** 348, 9 My
- 1019 Safe deposit and trust companies may increase their capital to any amount. Amending '85, 206. **N. J.** 5, 28 F
- 1020 Miscellaneous regulations. Trust deed or mortgage void when certified to by trust company in violation of law. Amending '97 p. 184. **Ill.** p. 123, 24 Ap
- 1021 Word 'trust' prohibited as part of name unless business is carried on under '93, 161 concerning loan and trust companies. **Ind.** 96, 24 F
- 1022 Unlawful for trust or deposit company to loan funds to its officers. **Ind.** 107, 27 F
- 1023 Safe deposit boxes may, upon nonpayment of rent, be opened. **Mo.** p. 120, 24 My

## Building, loan, savings associations

- 1024 Incorporation. Regulating building and loan associations. **Ala.** '93, 280. *Partly void.* That portion which provides that in determining whether or not a transaction is tainted with usury, premiums heretofore taken shall not be treated as interest, is retroactive and is not expressed in title. *Lindsay v. U. S. savings & loan co.* 24 So. 171.
- 1025 General law; annual statement; license fee; examination by insurance commissioner. **Del.** 274, 9 Mr
- 1026 General law. **Kan.** 78, 4 Mr
- 1027 Generally amending building and loan association law. **Neb.** 17, 4 Ap; **N. M.** 72, 16 Mr; **Wis.** 156, 11 Ap

<sup>a</sup> The names of these organizations vary somewhat but the powers and regulations do not depend on the name. The ordinary phrase is building and loan associations but they are elsewhere called savings and loan associations, cooperative loan associations, etc. and in Massachusetts cooperative banks.

## SUMMARY OF LEGISLATION, 1899

- 1028** Minor amendments to building and loan association law (R. S. '97 ch. 32 §69). Ill. p. 112, 24 Ap
- 1029** Loan companies and associations specially chartered and supervised by commissioners of savings banks to be exempt from local license. Mass. 261, 10 Ap
- 1030** Amending powers of building and loan associations ('97 p. 231 §4). Mon. p. 121, 3 Mr
- 1031** **Capital. Shares.** Amending R. S. '75 p. 64 as to withdrawal of shares not pledged as security. N. J. 160, 24 Mr
- 1032** Building and loan associations may issue "reserve fund stock." Amending '95 p. 103 §11. Or. p. 19, 14 O '98
- 1033** **Miscellaneous. Regulations.** Building and loan associations may go into liquidation [formerly within one year from date of act]; *court not to entertain petition for receiver except on written recommendation of auditor of state.* Amending '97 ch. 184 §8. Ind. 63, 22 F
- 1034** Loans or deposits of insolvent loan societies are lien on assets; loan to one person not over \$3000 [formerly \$2000]; interest not over 7% [formerly 10%]; *quarterly* [formerly annual] reports to *commissioner of banking department* [formerly state treasurer]. Amending '77, 205. Mich. 273, 23 Je
- 1035** Manner of making loans amended ('94 ch. 705 §178). N. Y. 704, 25 My
- 1036** May loan funds to stockholders at such rates as are fixed by charter or by-laws; may purchase real estate necessary for immediate accommodation in transacting business. Amending R. C. '95 §3205, 3209. N. D. 32, 10 F
- 1037** In event of payment, foreclosure or redemption of mortgage held by insolvent association, all payments of dues and premiums on stock pledged as security shall be credited on mortgage and obligation thereby secured. Amending R. C. '95 §3219. N. D. 33, 8 Mr
- 1038** **Inspection. Reports.** Officers and directors of mutual saving fund, loan and building associations to file bonds *with supervisor of building and loan associations* [formerly with state treasurer]. Amending '95 p. 105. Mo. p. 122, 26 Ap
- 1039** Examiners of building and loan associations to give bond and file oath. Amending '97 p. 91. Mo. p. 123, 26 Ap
- 1040** Associations to report to and comply with regulations of department of banking and insurance. Amending '91, 6. N. J. 166, 24 Mr
- 1041** **Foreign associations.** Foreign building and loan associations to deposit with state treasurer securities amounting to \$25,000, subject to taxation, before doing business. Amending R. C. '95 §3203. N. D. 31, 28 F

- 1042 Act (R. C. '95 §3219) relating to insolvent building and loan associations made applicable to foreign corporations. N. D. 33, 8 Mr

### Trusts. Combinations. Monopolies

- 1043 General laws. Pools and trusts prohibited; forfeiture of charter or right to do business; secretary of state to require affidavit of all corporations annually. Ark. 41, 6 Mr
- 1044 Combinations in restraint of trade prohibited; damages; penalties. Kan. 293, 4 Mr
- 1045 Defining and prohibiting trusts; proof of existence and defendant's connection sufficient; contracts void; person injured may have twofold damages. Mich. 255, 23 Je
- 1046 Defining and prohibiting trusts; felony; forfeiture of charter; contracts not enforceable; any citizen may and attorney general shall prosecute. Minn. 359, 29 Ap
- 1047 Pools, trusts, etc. a conspiracy; insurance companies *not* exempt. Amending '97 p. 208. Mo. p. 314, 18 Ap
- 1048 Additional restraints on operation of trusts and monopolies; jurisdiction of circuit courts; subpoenas; persons injured may recover threefold damages sustained and costs. Mo. p. 316, 10 My
- 1049 Attorney general in proceedings against trusts and monopolies, may take testimony of persons residing outside jurisdiction of court or state; procedure. Mo. p. 318, 4 My
- 1050 Procedure in securing testimony in proceedings against trusts. Mo. p. 320, 4 My
- 1051 Revision of '97, 383 regulating monopolies. N. Y. 690, 25 My
- 1052 Corporations or persons becoming parties to trusts, etc. guilty of conspiracy; rules as to evidence and procedure; exceptions. N. C. 666, 8 Mr
- 1053 General act prohibiting pools and trusts; in effect Jan. 31, 1900. Tex. 146, 25 My
- 1054 Penalty for conspiring against trade \$200 to \$5000 [formerly \$50]. Amending R. S. '95 art. 5318. Tex. 172, 5 Je
- 1055 Special regulations. Prohibiting combinations to prevent dealers and manufacturers from selling to any dealer, manufacturer or artisan; injured party may recover damages. Ind. 148, 3 Mr
- 1056 Unlawful to form pools, trusts or conspiracies to control rates of transportation between this country and Europe. N. Y. 727, 26 My
- 1057 Combinations of fire insurance companies to control rates prohibited; annual affidavits of officers; revocation of license. S. C. 39, 7 Mr



- 1058 Territorial commerce commission created; wholesale and retail licenses for sale of coal oil required; commission to establish maximum and minimum price for oil. N. M. 50, 15 Mr

## Finance

### State finance

(See also School finance, 236)

#### State debt. Tax

- 1059 **Limit. Authorization.** Controller may borrow money for certain expenses heretofore or hereafter incurred for national guard and volunteers. Amending '98 ch. 672 §2.  
N. Y. 493, 2 My
- 1060 **Sinking fund.** Loans by sinking fund commission must be repaid in gold or silver coin, in United States currency or in national bank notes.  
S. C. 89, 23 F
- 1061 **Creating sinking fund for retirement of state debt.**  
Tenn. 8, 27 Ja
- 1062 **Redemption.** War loan bonds drawing highest interest to be redeemed first. Amending '98, 1. Mich. 261, 23 Je
- 1063 **Funding. Refunding.** Additional regulations for issue of bonds to refund state debt. Amending '95 p. 1017 §6.  
Ala. p. 62, 16 F
- 1064 **Loan commission abolished.** Repealing R. S. '87 §2039; '91 ch. 79 §1, '95, 33, 74.  
Ari. 32, 13 Mr
- 1065 **State debt to be funded at 3% interest, 30 years.** Ark. 148, 8 My
- 1066 **Whenever state university presents matured state bonds for redemption, governor shall issue in lieu 50 year non-negotiable bond at 3 1-2% [formerly 7%].** Amending '81 p. 101.  
Ga. p. 68, 20 D '98
- 1067 **State treasurer, auditor and governor to be a commission for funding of present state debt; regulations.** '90-91 p. 211 re-enacted to correct illegality in passage. Id. p. 144, 10 F
- 1068 **Providing for refunding indebtedness of territory.**  
N. M. 58, 16 Mr
- 1069 **Extending time within which owners of state bonds issued before 1867 may exchange them for bonds of new issue; other amendments to '79, 98.** N. C. 388, 4 Mr
- 1070 **Whenever general fund warrant indebtedness is \$5000, bonds shall be issued and sold to permanent school fund; 3½% interest.** Wash. 44, 8 Mr

- 1071 **State tax.** For state purposes 50c [formerly 35c] on each \$100.  
Tenn. 60, 27 Ja; 432, 24 Ap

**Audit. Account, etc.**

- 1072 **Appropriations. Limit of expenditure.** Appropriations for miscellaneous purposes not to be expended for clerical services *except on written consent of each member of board of control.*  
Amending '97, 167. Ct. 13, 17 Mr
- 1073 Not payable without itemized vouchers showing proper expenditure; appropriation for office expenses not to be spent for labor.  
Ind. 137, 2 Mr
- 1074 When tax for state institutions is provided in specific appropriation bill, amount shall be for period ending June 30 of next year. Repealing C. L. §2230. Mich. 142, 23 Je
- 1075 Current expense money for preceding appropriation year in hands of state institutions on *December 15* [formerly June 15] to be sent to state treasurer. Amending C. L. §1209.  
Mich. 148, 23 Je
- 1076 Expenditures of state institutions not to exceed appropriations, except in case of calamity on consent of governor, state auditor and state treasurer; no debt lawful when made before appropriation.  
Minn. 310, 20 Ap
- 1077 State contracts not to exceed appropriation; contract for part not to be binding on state till contracts for whole are made; exception. Amending '97, 413. N. Y. 479, 2 My
- 1078 Indebtedness on behalf of state not to be incurred by an officer, board etc. without appropriation; specific appropriations not to be used for other purposes; moneys received from fees etc. to be paid to state treasurer monthly. Amending '97 ch. 413 art. 1. N. Y. 580, 12 My; 715, 26 My
- 1079 Manner of paying appropriations to state institutions.  
Pa. 4, 15 Mr
- 1080 All statutory appropriations payable quarterly in advance unless otherwise directed. Amending R. S. '98 §172. Wis. 351, 4 My
- 1081 State officers not to create expense in excess of contingent funds; accounts and vouchers; penalty. Wy. 35, 16 F
- 1082 **Account. Miscellaneous.** Fiscal year to begin July 1. Repealing '97, 14. Ari. 28, 11 Mr
- 1083 Time and manner of payment of state money to state treasurer by county treasurer. Id. p. 396, 6 Mr
- 1084 County treasurers shall promptly remit state funds without expense to state, at their own risk; actual expenses to be allowed by county commissioners. N. D. 152, 8 Mr
- 1085 **Funds.** Establishing state printing fund. Cal. 58, 6 Mr

- 1086 Funds to credit of university interest and sinking fund *July 15* [formerly January 3] to be transferred to general fund. Amending '93, 65. Cal. 77, 11 Mr
- 1087 Governor may transfer to exhausted general fund money not needed in other funds. Cal. 125, 20 Mr
- 1088 Transferring certain state funds to general fund. Neb. 73, 17 F
- 1089 Accumulated land grant funds in hands of secretary of state to be turned over to treasurer. N. C. 575, 7 Mr
- 1090 Money from leasing of school lands to be turned into territorial treasury. Repealing '97, 39. Okl. 25 art. 2, 6 Mr
- 1091 State board of loan commissioners may make temporary loans for state; interest not to exceed 6%. U. 8, 2 Mr
- 1092 When general funds are unavailable, warrants shall be paid from permanent school fund, to be repaid with interest. Wash. 41, 7 Mr
- 1093 Fees received by state engineer to be credited to *general* [formerly contingent] fund. Amending '95 ch. 45 §5. Wy. 38, 17 F
- 1094 Deposit. Limiting deposit of public funds in banks. Repealing '89, 169. Ct. 213, 20 Je
- 1095 Interest on state deposits in banks not to be under 2% [formerly 3%]. Amending G. S. 344. Minn. 309, 20 Ap
- 1096 Amending C. S. '97 §5090 relating to depositories of state funds; *officers of bank seeking to qualify are ineligible to sign bond required*; interest on daily balances to be at rate of 2% [formerly 3%]. Neb. 74, 4 Ap
- 1097 Public funds to be kept within territory; penalty. N. M. 6, 8 F
- 1098 State depositories designated by board of auditors to continue to be such till new ones are designated and qualified; board to designate on second Tuesday in January of even years; interest 2% to 3% [formerly 3% to 4%]. Amending R. C. '95 §237. N. D. 150, 28 F
- 1099 Warrants. Payments. Unpaid warrants on territorial treasurer to draw interest at 7% [formerly 10%]. Amending R. S. '87 §2986. Ari. 6, 9 F
- 1100 Payment of appropriations in case revenues of state are insufficient amended as to educational and charitable institutions ('97, 1). Col. 1, 8 Ap
- 1101 State treasurer failing to call warrants promptly guilty of misdemeanor. Col. 156, 4 Ap
- 1102 State warrants not paid for want of funds bear interest at rate of 7% [formerly 10%]. Amending R. S. '87 §238. '93 p. 168 *reenacted to correct illegality in passage*. Id. p. 228, 14 F
- 1103 Auditor general to establish uniform system for paying fractions of salaries of state employees. Mich. 144, 23 Je

- 1104 Amending '97 p. 103 relating to payment of warrants by state treasurer; warrants not paid for want of funds bear interest at 4% [formerly 6%]. **Mon. p. 98, 7 Mr**
- 1105 Warrants issued by state to draw interest at 4% [formerly 5%]. **Neb. 48, 22 Mr**
- 1106 State auditor shall consecutively number vouchers and warrants; vouchers must show postoffice address of payee. **N. D. 170, 6 Mr**
- 1107 No person indebted to state for costs, fines, taxes etc. shall be entitled to witness fees, road damages etc. **Pa. 80, 28 Ap**
- 1108 Warrants for expenses of state officers not to be drawn till verified account of and receipt for such expenses are filed. **S. D. 135, 4 Mr**
- 1109 No official to be allowed transportation or hotel expenses unless included in sworn account accompanied by voucher of person or agent furnishing same; railway and steamboat vouchers to be stamped and signed; form of verification. **Wash. 65, 13 Mr**
- 1110 State auditor annually to cancel unrepresented state warrants that have been issued one year. **Wyo. 93, 21 F**
- 1111 Claims. Providing for organization of state board to examine claims against state; regulations. '90-91 p. 44 reenacted to correct illegality in passage. **Id. p. 24, 2 F**
- 1112 Creating commission to settle state claims when collection is doubtful or unfair. **Minn. 212, 13 Ap**
- 1113 Conferring jurisdiction on court of claims to hear and determine claims of counties containing towns, cities and villages bonded to aid in construction of railroads, as to state tax on such railroads. **N. Y. 336, 17 Ap**
- 1114 Examination. Report. Governor shall cause expert examination of accounts of officers handling state funds to be made biennially. Repealing R. S. §111, 127-29. **Fla. 188, 3 Je**
- 1115 Subpenas to be issued for officer failing to report to state treasurer or auditor or other state official when required to do so by law. **Id. p. 432, 4 Mr**
- 1116 Institutions receiving state aid must make itemized report of expenditures to auditor by October 31 annually. **Ind. 179, 4 Mr**
- 1117 Indiana university, Purdue university and state normal school to report receipts and expenditures in detail to state auditor semiannually. Amending '95, 80. **Ind. 183, 4 Mr**
- 1118 Settlement between general assembly and auditor and treasurer amended (R. S. '89 §8632, 8634). **Mo. p. 366, 29 My**

## SUMMARY OF LEGISLATION, 1899

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- 1119 Discrepancies between state auditor's books and statements of delinquent taxes returned from counties to be investigated and adjusted by *state examiner* [formerly auditor and examiner]. Amending R. C. '95 §1353. N. D. 73, 8 Mr
- 1120 Detailed statement of taxes levied in each town, village, city and county to be made annually by clerks, to secretary of state. Wis. 143, 10 Ap
- 1121 State institutions. Money received by state institutions to be paid monthly to treasury for credit of contingent fund of particular institution. Cal. 93, 17 Mr
- 1122 State institutions to report receipts and expenditures to governor semiannually; semiannual receipts to be paid into state treasury; to draw no money while refusing to comply with act. Ind. 119, 28 F
- 1123 Accounting officers of state institutions to pay over receipts *weekly* [formerly monthly] and forward report and order to state auditor *monthly* [formerly quarterly]. Amending G. S. §7979. Minn. 157, 11 Ap
- 1124 State institutions to make monthly requisitions on auditor for warrants to pay bills [formerly the appropriation was to be drawn in advance quarterly]. Amending R. S. '98 §2070. U. 53, 9 Mr

## Public lands. School lands

(See also Mining, 4355; Irrigation, 4474)

- 1125 General laws. Board of public lands created; commissioner of public lands appointed by governor; rules for leasing and managing public lands and funds; commission of irrigation appointed by governor. N. M. 74, 16 Mr
- 1126 General law relating to state board of land commissioners and management of state lands. Repealing R. S. '98 t. 62. U. 64, 9 Mr
- 1127 Generally amending '91 p. 109 as to management and sale of public lands, and investment of funds arising from sale. '93 p. 139, '95 p. 83 and '97 p. 45 reenacted to correct illegality in passage. Id. p. 72, 2 F
- 1128 Generally amending laws relating to management of state lands. Or. p. 156, 18 F; Wis. 258, 26 Ap
- 1129 Superintendent of public instruction as registrar of board of land commissioners to give \$10,000 bond. Wy. 14, 10 F
- 1130 State board of land commissioners may administer oaths in proceedings before them. Wy. 58, 18 F

- 1131 Appeal from state board of land commissioners to district court; procedure. **Wy.** 86, 21 F
- 1132 Office of deputy register of state land office created; salary \$1500; bond. **Mon.** p. 85, 24 F
- 1133 Sale. Lease. Fees of appraisers of 16th section lands \$1.50 a day. **Ark.** 70, 22 Mr
- 1134 Lands uncovered by recession and drainage and suitable for cultivation may be sold to settlers in tracts not over 160 [formerly 320] acres. Amending '93, 229. **Cal.** 149, 22 Mr
- 1135 Extension of time for final payments on state land by occupants. **Id.** p. 363, 28 F
- 1136 Amending G. S. '97 ch. 65 §4-5 relating to leasing and sale of unimproved school lands. **Kan.** 241, 6 Mr
- 1137 Auditor to correct patents to state lands defective in form or manner of execution. **Kan.** 243, 6 Mr
- 1138 Commissioner of state land office to withdraw from sale unsold university and primary school lands, investigate value, fix minimum price and restore to market. **Mich.** 95, 1 Je
- 1139 Office of register of lands abolished. Repealing R. S. '89, 136. **Mo.** p. 323, 6 My
- 1140 Prescribing manner of sale or lease of state lands; repealing certain sections of P. C. '95. **Mon.** p. 87, 1 Mr
- 1141 Applicants for lands not approved to state shall deposit with state land register advertising fees in addition to United States fees, when township contains mineral entries. **Nev.** 43, 9 Mr
- 1142 Interest one year overdue may be accepted on contracts for state lands not already reapplied for; reapplication for any part of lands on which interest is overdue shall be accepted; remainder reverts to state. Amending '85 ch. 85 §8. **Nev.** 104, 26 Ja
- 1143 Referring to next legislature, in case congress amends enabling act, amendment to constitution authorizing sale of public lands except school lands at not less than \$5 [now \$10] an acre. **N. D.** p. 259, 8 Mr
- 1144 Secretary of internal affairs may make settlement with owners of unpatented lands. **Pa.** 124, 5 My
- 1145 Commissioner of school and public lands may sell dead or fallen timber on such lands; proceeds to go to permanent school fund. **S. D.** 110, 4 Mr
- 1146 Generally amending R. S. '95 art. 4218q regarding purchase of timber lands. **Tex.** 89, 12 My
- 1147 Detached parcels of surveyed school lands may be sold at \$1 [formerly \$2] an acre. Amending R. S. '95 art. 4218y. **Tex.** 137, 23 My

- 1148 Settlers on state lands given preference rights to purchase.  
U. 88, 21 Mr
- 1149 Owner of improvements on leased school lands shall have preference to re-lease for 30 days after lease expires. Amending '97 ch. 89 §30.  
Wash. 48, 8 Mr
- 1150 Prescribing form of contract for leasing state mineral lands. Amending '97, 102.  
Wash. 147, 18 Mr
- 1151 Preference in purchase of tide lands to be withdrawn from abutting upland owners when appeal from state land commissioners to superior court is not tried in two years.  
Wash. 73, 13 Mr
- 1152 State board of land commissioners may deed to United States any lands granted to state, in return for equal area from United States.  
Wy. 72, 21 F
- 1153 Refund of money paid for lease of lands mistakenly supposed to belong to state.  
Wy. 90, 21 F
- 1154 **Miscellaneous regulations.** Governor to appoint land agent to examine titles to school and other lands which have passed out of possession of state; to settle disputed titles and to recover lands illegally taken.  
Ala. p. 116, 23 F
- 1155 Regulations for reclaiming by irrigation land given state by United States; state engineer to report to state board of land commissioners on plans submitted; board to select and dispose of lands; liens; fees. '95 p. 215 reenacted to correct illegality in passage.  
Id. p. 282, 2 Mr
- 1156 All lands acquired by state by foreclosure, forfeiture or escheat to be held and treated as school lands.  
Id. p. 443, 6 Mr
- 1157 Amending salary and duties of agent appointed to select lands donated to state by United States and to determine losses to state by occupancy of sections 16 and 36 by United States. Amending Ann. L. '87 §3597, repealing §3619.  
Or. p. 94, 17 F
- 1158 Two state land agents to be appointed to investigate depredations on state lands.  
Tex. 104, 10 My
- 1159 Commissioner of general land office to adjust conflicting surveys.  
Tex. 188, 15 Je
- 1160 Misdemeanor to cut timber or dig minerals on state land; penalty \$25 to \$1000 or one to 12 months or both.  
Wash. 34, 6 Mr
- 1161 State land commissioners may relinquish to United States selected lands the selection of which has failed or been rejected.  
Wash. 63, 13 Mr
- 1162 Misdemeanor to destroy or deface place of shelter or its contents on any public lands or remove records left on mountains or elsewhere.  
Wash. 114, 13 Mr

- 1163 **Swamp and overflowed lands.** Governor may expend proceeds of sale of Kankakee swamp lands in improvement of outlet for drainage of said lands. Ind. 258, 10 Mr
- 1164 **Board of internal improvements** [formerly state board of education] to appoint agent to supervise swamp lands. Amending Code §2512, 2523-25. N. C. 253, 24 F
- 1165 **Tide and shore lands.** Providing for recovery, survey and sale of islands formed in rivers and lakes and lands formed by recession of waters; compensation for improvements on such lands; procedure. Amending '95 p. 207. Mo. p. 276, 3 Je
- 1166 **Accretions to shore lands** belong to state; not to be sold till platted; adjacent owner to have 30 days preference. Amending '97 ch. 89 §51. Wash. 83, 13 Mr
- 1167 **Shore and tide lands** other than first class to be sold in same manner as school lands; one tenth of purchase price to be paid on date of sale [formerly application]; may be leased as school [formerly arid] lands, not over 30 years. Amending '97 ch. 89 §48, 50. Wash. 86, 13 Mr

### Taxation—general<sup>a</sup>

(Relating chiefly to general property taxes. See also Road taxes, 3290)

#### General regulations

- 1168 **Special tax commissions.** Tax commission created to examine laws and report bill to secure assessment of all property, prompt collection and correct returns. Tex. 13, 1 Mr
- 1169 Governor to appoint a commission to report in 1900 on double taxation. Vt. j. r. 375, 30 N '98
- 1170 Commissioner of taxation to be appointed by governor to serve 10 years from May 1, 1899; to investigate tax system and recommend reforms; salary \$5000. Wis. 206, 19 Ap
- 1171 **General laws.** General revenue law. N. C. 11, 8 Mr; 15, 8 Mr
- 1172 **Generally amending laws** as to assessment and collection of taxes. Mich. 262, 23 Je; 264, 23 Je; N. M. 22, 1 Mr; Wash. 141, 15 Mr
- 1173 **Revision of law** for assessing and collecting taxes. N. D. 126, '97. *Partly void.* §88 in so far as it authorizes recovery of taxes paid into county treasury prior to passage of the act, on land exempt from taxation, is unconstitutional; subject not expressed in title. Divet v. Richland county, 76 N. W. 993.

<sup>a</sup> Under local finance are placed only those tax laws which in the strictest manner belong there as limitations of rates, etc. State and local taxes are usually collected together by local authorities hence a separation would be confusing.



- 1174 Revision of law as to assessment and collection of revenue for state, county and municipal purposes. 75p. Tenn. 435, 24 Ap
- 1175 Regulating the levy and limitation of taxes. S. D. 41, 6 Mr
- 1176 Amendments and miscellaneous provisions. No action against state maintainable by counties or county officers for services in assessing and collecting ad valorem taxes. Cal. 11, 16 F
- 1177 Generally amending various sections of law relating to assessment and collection of taxes, equalization, collection of delinquent taxes and payment of county warrants. '95 p. 101 re-enacted to correct illegality in passage. Id. p. 254, 16 F
- 1178 Minor amendments to R. S. '97 ch. 24 §111; '71 p. 218 prescribing manner of assessment and collection of taxes for corporate purposes. Ill. 92, 21 Ap
- 1179 City attorney in taxing districts of 60,000 to prosecute or defend all suits involving assessment or collection of city taxes. Amending '79, 11. Tenn. 53, 28 Ja
- 1180 Tax law amended as to railroads and mines and duties of state board of equalization (R. S. '98 t. 67). U. 68, 9 Mr

#### Exemptions from general property tax

- 1181 Referring to next legislature constitutional amendment providing that legislature shall not pass local or private bill granting to any person, association, firm or corporation an exemption from taxation on real or personal property. N. Y. p. 1605, 26 Ap
- 1182 Property on which exemption from taxation expires at any time during year shall be taxed pro rata on remaining part of year. Amending R. S. '95 art. 5066. Tex. 160, 2 Je
- 1183 Canal and reservoirs for storing and distributing water to be exempt from taxation for 15 years after completion; restriction. Ari. 15, 3 Mr
- 1184 Railroads now exempt from taxation may change their lines to avoid grades etc; restriction. Ari. 35, 14 Mr
- 1185 Steam railroads hereafter constructed to be exempt from taxation for 10 years from date of this act. Ari. 68, 16 Mr
- 1186 Property of blind persons to value of \$3000 only shall be exempt from taxation. Ct. 9, 17 Mr
- 1187 Hospitals, private irrigation canals and dues and credits secured by mortgage, trust deed or lien to be exempt from taxation. Amending R. S. '87 §1400-01. '93 p. 150 reenacted to correct illegality in passage. Id. p. 220, 10 F
- 1188 Referring to next legislature constitutional amendment, assessing patented mining claims (formerly exempt) at \$10 an acre. Nev. j. r. 6, 3 Mr

- 1189 Mining claims exempt from taxation till one year after issue of patent. N. M. 60, 16 Mr
- 1190 Mutual insurance companies incorporated in the state exempt from taxation on portion of personal property by cities and towns. Amending G. L. ch. 29 §5. R. I. 665, 23 My
- 1191 Pulp, rough-sawed lumber and charcoal manufactories may be exempted for 10 years by vote of town. Amending Vt. S. ch. 365. Vt. 14, 19 N '98
- 1192 Personal property. Cotton and other agricultural products and pig iron to be exempt from taxation when in hands of producer or a purchaser for prompt shipment. Ala. p. 122, 23 F
- 1193 Submitting constitutional amendment exempting from taxation all state and local government bonds. *Vote November 1900.* Cal. j. r. 34, 17 Mr
- 1194 Sheep to the value of \$100 exempt from taxation. Amending G. L. '88 §3820. Ct. 183, 14 Je
- 1195 Submitting amendment to constitution authorizing legislature to exempt from assessment and taxation \$300 in personal property for each head of family. *Vote November 1900.* Wash. 74, 13 Mr
- 1196 Membership corporations. Submitting amendment to constitution exempting from taxation property used exclusively for worship. *Vote November 1900.* Cal. j. r. 16, 17 F
- 1197 Submitting constitutional amendment exempting California school of mechanical arts from taxation. *Vote November 1900.* Cal. j. r. 30, 11 Mr
- 1198 Orphan asylums and homes for the indigent exempt from taxation. Amending G. S. §1512. Minn. 216, 14 Ap
- 1199 -Circulating libraries open to the public exempt from taxation. Vt. 13, 22 N '98
- 1200 Delinquent taxes on charitable institutions remitted. Wash. 36, 6 Mr
- 1201 Repealing R. S. '98 §1038 subdiv. 20 exempting from taxation property of corporations for care of insane. Wis. 95, 30 Mr

## Assessment

- 1202 Assessors. Salary and terms of office amended ('97 ch. 51 §2). Ari. 63, 16 Mr
- 1203 Providing penalties for failure of assessor to properly assess property; duties of county commissioners as to assessment of taxes. Amending '99 p. 254. Id. p. 453, 13 Mr; p. 455, 13 Mr
- 1204 Assessors and deputy assessors of counties of 125,000 to be paid out of county treasury. Amending '98 p. 34. Ill. p. 335, 24 Ap

- 1205 County assessor not eligible for election more than twice in 12 years; county commissioners may authorize assessor to visit other counties and states in order to discover property believed to be omitted. Amending Ann. S. '97 §6375. Ind. 197, 4 Mr
- 1206 In villages constituting separate election districts assessors shall be elected by *people* [formerly council]. Amending G. S. §1218-19. Minn. 33, 2 Mr
- 1207 Creating office of assessor in counties of 100,000 to 185,000; salary \$2500. Minn. 140, 10 Ap. *Unconstitutional*. Special legislation regulating affairs of counties. State v. Rlitt, 79 N. W. 535
- 1208 County assessors not to hold office more than two successive terms [formerly ineligible for election to any county office for two years]. Amending '95 p. 41. Mo. p. 324, 5 My
- 1209 County assessors to serve *two* [formerly four] years. Repealing '83 ch. 92 §1-2. Nev. 74, 14 Mr
- 1210 Town, council may create board of assessors; duties. N. J. 107, 23 Mr
- 1211 Clerk of commissioners of assessment of taxes in certain cities may receive salary not exceeding \$1200 [formerly \$1000]. Amending '90, 161. N. J. 144, 24 Mr
- 1212 Assessors in townships in counties of 150,000 to hold office three years. N. J. 91, '93. *Unconstitutional*. A township in such county has no characteristics which would distinguish it from any other township of the same population and necessities. State v. Matthews, 42 A. 1051.
- 1213 Amending compensation of assessors ('97, 60). N. M. 25, 1 Mr; 24, 1 Mr
- 1214 Assessors not to receive more than \$60 for one civil township *nor more than \$180 for any district other than civil township*. Amending '97 ch. 126 §32. N. D. 138, 8 Mr
- 1215 Amending compensation of county assessors; annual meeting with territorial auditor abolished. Amending '97 ch. 12 art. 5 §11, 13. Okl. ch. 11, art. 2, 10 Mr
- 1216 Township, city and town boards of assessors to be appointed by governor on recommendation of members of general assembly from county; chairman of such boards to be members of county board of equalization. S. C. 1, 12 Ja; 2, 2 Mr; 86, 6 Mr
- 1217 Oath of county assessor. S. D. 40, 3 Mr
- 1218 Revision of law as to county assessors. Wy. 65, 20 F
- 1219 *Miscellaneous regulations*. Assessments to begin *May 1* [formerly February 1]. Amending Okl. S. '93 ch. 70 art. 2 §3, 4. Okl. 28 art. 1, 10 Mr

- 1220 One assessment only for county and city purposes in cities of second class. Amending '97, 28. Wy. 77, 21 F
- 1221 **Return by taxpayers.** Supervisors and other assessing officers *shall* [formerly may] require oath to statement of taxpayers property. Amending '93, 206. Mich. 239, 15 Je
- 1222 List of personal property to be made by taxpayer under oath, when required; penalty for evasion; reward for detection of fraud. S. D. 40, 3 Mr
- 1223 **Lists. Rolls. Books.** Assessors may add to list after notice to owner; time of notice amended as to New Haven. G. L. '88 §3812. Ct. 144, 31 My
- 1224 Amending schedule for listing of personal property ('95, 19). Ind. 215, 6 Mr
- 1225 Present ownership maps to be made by county recorder; copies to be given to county assessors. U. 43, 9 Mr
- 1226 Real estate list to be verified by oath before *magistrate* [formerly justice]. Amending Vt. S. §391. Vt. 15, 15 N '93
- 1227 Slightly amending R. S. '98 §1058 as to correction of errors in assessment roll. Wis. 323, 2 My
- 1228 Assessor to correct errors made in [formerly copying] preceding assessment roll. Amending R. S. '98 §1058. Wis. 351, 4 My
- 1229 **Assessment of real estate.** Law (R. S. ch. 6 §82) as to payment of taxes in unincorporated places applies to organized plantations assessed as wild land. Repealing '97 ch. 300 §5. Me. 131, 17 Mr
- 1230 Minerals and standing timber are real estate for purposes of taxation; tax a lien; sale may be enjoined; removal before payment of taxes a crime. Minn. 235, 17 Ap
- 1231 General act providing for reassessment of real estate. W. Va. 21, 22 F
- 1232 Real or *personal* property omitted inadvertently from assessment roll to be entered once for each year omitted. Amending R. S. '98 §1059. Wis. 50, 23 Mr
- 1233 **Lots. City realty.** Penalty for refusing to survey lands subdivided into lots and make plats thereof. Amending R. S. '89 ch. 138 art. 2. Mo. p. 325, 12 Ap
- 1234 **Personal property.** Assessment of stocks of goods, wares and merchandise amended (Code '96 §3911). Ala. p. 48, 23 F
- 1235 Amending payment of tax on chose in action; description only may be sent to state treasurer of any except bonds and notes secured by mortgages. Amending '97, 216. Ct. 222, 20 Je
- 1236 Personal property, where listed for taxation; collection of tax; lien. Kan. 248, 4 Mr

- 1237 Personal property in transit to point outside state to be assessed at point where it will leave state by ordinary route. Amending C. L. §3837. Mich. 32, 8 Ap
- 1238 *Vehicles, the aggregate value of which is \$100* [formerly carriages exceeding \$50] to be taxed as personal estate. Amending P. S. '91 ch. 55 §7. N. H. 94, 11 Mr
- 1239 Personal property of parties doing business under adopted name to be taxed in such name; persons interested jointly liable. Amending R. S. '98 §1044. Wis. 229, 20 Ap
- 1240 Personal property includes *ice cut and stored; to be assessed*. Amending R. S. '98 §1036, 1040. Wis. 346, 3 My
- 1241 **Mortgages.** Repealing R. S. '87 §1425 providing that contract by which debtor agrees to pay taxes on money loaned, or mortgage, deed, or lien, shall be void. '93 *p.13 reenacted to correct illegality in passage*. Id. p. 215, 10 F
- 1242 Mortgage of not exceeding \$700 may be deducted from assessed valuation of real estate; statement to be transmitted to auditor of county in which mortgagee resides. Ind. 190, 4 Mr
- 1243 Submitting constitutional amendment: mortgages, contracts etc. by which debts are secured to be deemed an interest in property and taxed to holder; value of property less value of security taxed to owner; contracts to make debtor pay tax void. *Vote November 1900*. Mo. p. 383
- 1244 **Grain.** Grain in elevators to be assessed April 1 each year in name of owner of elevator; persons in charge to furnish statement; party assessed to have lien on grain if owned by another. N. D. 5, 8 Mr
- 1245 Referring to next legislature amendment to constitution authorizing taxing of grain in elevators and granaries. N. D. p. 259
- 1246 **Live stock.** Regulating assessment and taxation of live stock when kept or allowed to range in more than one county. '97 *p.22 reenacted to correct illegality in passage*. Id. p.298 1 F
- 1247 Taxes to be collected on transient herds. S. D. 44, 18 F
- 1248 Live stock brought into state for grazing to be taxed; duty of county clerk and assessor; tax to be paid in but one county though stock graze in more; distribution of taxes between counties. U. 44, 9 Mr
- 1249 Revision of law as to tax on migratory live stock. Wy. 20, 15 F
- 1250 **Special classes.** Taxing mineral lands; mode of assessment. Col. 132, 8 Ap
- 1251 Bridges over rivers on state line must be listed for taxation; valuation; penalty. Kan. 37, 6 Ja
- 1252 Providing for assessment and collection of taxes on land grants. N. M. 49, 15 Mr

- 1253 Property of water, electric light or gas companies in two or more municipalities or school districts to be placed on assessment rolls proportionately in each territory. Amending R. S. '98 §1037a. Wis. 283, 28 Ap

#### Equalization and adjustment

- 1254 Local boards. Method of making complaint to county board of equalization; testimony; auditor to attend meetings. Amending '90-91 ch. 36 §7. Wy. 47, 17 F
- 1255 Board of relief must complete their duties by fourth Monday of February. Amending '95, 98. Ct. 143, 31 My
- 1256 City and municipal boards. Creating boards of equalization in cities of less than 10,000; to consist of mayor, alderman and city recorder. Minn. 116, 3 Ap
- 1257 City boards of equalization to meet on fourth Monday in June [formerly first in July]; finish work by second Monday in July [formerly second Tuesday in August]. Amending '95 ch. 8 §207-8. Minn. 275, 18 Ap
- 1258 State boards. Apportionment. State tax commissioner to receive salary [formerly fees]; minor amendments to '97 p. 521 relative to tax commissioners. Ala. p. 195, 21 F
- 1259 Powers of state board of equalization amended. Col. 84, 14 Ap
- 1260 Town clerk to transmit to controller in April [formerly March] abstracts of lists of boards of relief. Amending G. S. '88 §3864. Ct. 15, 17 Mr
- 1261 Increasing powers of state board of equalization. Amending '99 p. 254. Id. p. 452, 13 Mr
- 1262 Creating state board of three tax commissioners, term six years, salary \$2500; to have supervision of assessors, receive complaints, visit each county annually, report true value of corporation and other property; may add to or change assessment rolls; to hold six regular sessions each year. Amending '93, 206. Mich. 154, 23 Je
- 1263 Amending classification of property as laid before board of equalization by state auditor (R. S. '89 §7514). Mo. p. 323, 25 F
- 1264 Establishing new apportionment for assessment of public taxes in each town. N. H. 54, 9 Mr
- 1265 Act creating state board of equalization repealed ('97, 510). N. C. 53, 8 F
- 1266 Registers of deeds no longer to report transfers to state board of equalization. Amending '97 ch. 126 §46. N. D. 137, 9 Mr

- 1267 Amending duties of territorial board of equalization ('93 ch. 70 art. 7; '95 ch. 43 art. 1). Okl. 28 art. 3, 24 F
- 1268 State board of equalization abolished. Repealing '91 p. 182. Or. p. 15, 13 O '98
- 1269 County clerk to transmit to secretary of state a copy of *summary of assessment roll* [formerly copy of assessment roll]; contents of summary. Repealing Ann. L. '87 §2788. Or. p. 4, 6 F

## Collection

- 1270 Collectors. County commissioners to determine compensation of collector. Amending '95, 285. N. J. 142, 24 Mr
- 1271 Commissioners of counties containing cities of less than 100,000 may appoint tax collectors for wards of those cities. Pa. 31, 10 Ap
- 1272 Procedure in collection and payment. Providing for publication of date after which taxes will be delinquent. Amending Code '96 §4007. Ala. p. 52, 23 F
- 1273 Treasurers to mail notice of amount of taxes to taxpayers. Col. 129, 6 Ap
- 1274 Tax papers may be served by *delivering to person named, posting copy on real estate or leaving at place named by owner or mortgagee*. Repealing '88 ch. 390 §33-34; '92, 168. Mass. 425, 27 My
- 1275 In towns and cities part, not less than 25% of taxes, and excepting poll tax, may be accepted and receipted for. Mass. 394, 23 My
- 1276 *Checks and bank drafts honored without deduction on presentation to operate as payment of taxes*; receiving officers not required to accept any tender except gold, silver, treasury notes, *gold or silver certificates or national bank notes*. Amending C. L. §1179. Mich. 228, 7 Je
- 1277 6% discount allowed for payment of taxes before due. N. J. 201, 24 Mr
- 1278 On request of nonresident property owner the tax collector shall notify him of amount of tax and time and place of payment. Amending '96 ch. 908 §70. N. Y. 342, 17 Ap
- 1279 Amending '97 ch. 28 §80 relating to receiver of state, county, city, etc. warrants in payment of taxes. S. D. 47, 1 Mr
- 1280 Taxes may be paid in two instalments. Amending Ann. S. '99 §2236. S. D. 42, 18 F
- 1281 Amending collection of taxes by collector and payment of funds into treasury (Vt. S. §482-83). Vt. 18, 10 N '98
- 1282 County treasurer shall certify statement of taxes due on property removed to other county, there to be collected and remitted back. Wash. 32, 6 Mr

- 1283 Minor amendments to R. S. '98 ch. 48 as to time of collecting taxes. Wis. 336, 3 My
- 1284 Refunds. Protests. Rebate. Claims against state for taxes erroneously collected to be allowed if presented two years after discovery of error. Amending Digest '94 §3224. Ark. 194, 8 My
- 1285 Accounts. Liability of collectors. Claims of counties and cities against state based on collection of taxes are invalid. Cal. 47, 4 Mr
- 1286 Abolishing fees from state to county and city officers for collecting ad valorem taxes. Cal. 86, 14 Mr
- 1287 County tax collector responsible only for taxes due for years for which he is chosen. Amending Code '95 §98. Ga. p. 41, 20 D '98
- 1288 Repealing R. S. '87 §1679 for compensation of county officers for collecting state revenue. Id. p. 439, 7 Mr
- 1289 State taxes to be paid to state treasurer by county treasurer by May 1 [formerly February 1, or for certain counties April 1]. Amending Ann. L. '87 §2813. Or. p. 85, 17 F
- 1290 Cities of less than 5000 to pay county  $\frac{1}{2}\%$  of taxes for expense of collection. Amending R. S. '98 §2695. U. 61, 9 Mr
- 1291 Payment of state tax by county treasurers on first Monday in February made uniform [formerly certain counties excepted]. Amending R. S. '98 §112. Wis. 164, 12 Ap

## Delinquent taxes. Tax sales

- 1292 General. Minor amendment to '95 ch. 1 §24 as to assessment of lands escaping taxation. Fla. 2, 2 Je
- 1293 Delinquent tax lands to be subject to disposition, sale and redemption; auditor general may set aside sales made in contravention of law. Amending '93, 206. Mich. 169, 23 Je
- 1294 Taxes on improved lots in towns and villages a lien on land and buildings jointly and severally. Minn. 190, 13 Ap
- 1295 Taxes are delinquent unless paid by November 30 [formerly December 1]. Amending P. C. '95 §3860, 3866. Mon. p. 97, 7 Mr
- 1296 Collector of taxes in towns and municipalities except cities may receive in settlement of arrears of taxes the sum determined on by commissioners of adjustment. Amending '98, 193. N. J. 114, 23 Mr
- 1297 Personal taxes—general. Taxes a lien on personal property in hands of vendee; auditor to change name on tax list. Ia. 35, '92. Unconstitutional. Subject not expressed in title. Rex Lumber co. v. Reed, 107 Ia. 111.



## SUMMARY OF LEGISLATION, 1899

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- 1298 Township or city treasurer may seize for taxes personal property of person, *firm or corporation*. Amending C. L. §3870.  
Mich. 215, 1 Je
- 1299 List of delinquent personal taxes to be made on *fifth secular* [formerly first] day of April; *filing list in district court is prima facie evidence of regularity of levy and assessment*; delinquent may answer on *10th secular day following* [formerly April 15]. Amending '97, 79. Minn. 246, 18 Ap
- 1300 Personal property taxes become delinquent *February 1* [formerly March 1]; treasurer to deliver list to sheriff on or before *September 15* [formerly April 15]; *notice to be mailed to delinquents*; sheriff to make returns *December 15* [formerly January 1]; realty taxes become delinquent *February 1* [formerly March 1]. N. D. 134, 2 Mr
- 1301 Penalties and interest. Collectors to be held responsible for collection of penalty for nonpayment of taxes when due. Amending R. S. '89 §7605. Mo. p. 325, 16 F
- 1302 Notice of sale. Lists. Amending rate to be charged by newspaper for publishing notices of tax sales (Code '96 §4057). Ala. p. 53, 23 F
- 1303 County clerks to furnish to tax collectors delinquent lists, to be posted in three places in each collection precinct; collectors shall notify taxpayer of forfeitures. Ark. 174, 8 My
- 1304 Notice of sale of land for tax arrears to be published in any paper of county, if none is published in town; service of notice on corporation that has lien. Amending '96, 143. N. J. 132, 24 Mr
- 1305 Miscellaneous procedure in enforcing taxes. When writ of certiorari may be allowed in delinquent tax cases in townships and municipalities other than cities. Amending '98, 193. N. J. 58, 21 Mr
- 1306 Dockets of tax liens and certain of unpaid taxes to be made by prothonotaries of counties. Pa. 98, 28 Ap
- 1307 Duties of sheriffs as to tax executions amended (R. S. '93 v. 1 §353). S. C. 48, 28 F
- 1308 Liens for taxes expire in 10 years. S. C. 49, 28 F
- 1309 Duplicated tax executions may be issued to replace lost ones. S. C. 87, 3 Mr
- 1310 Buildings on city lots not to be removed till taxes are paid. S. D. 45, 6 Mr
- 1311 Timber claims must not be denuded before payment of taxes. S. D. 46, 6 Mr

- 1312 Costs of foreclosing tax certificate discretionary with court, never to exceed face of certificate; if defendant quit-claims or answers disclaiming title, costs shall not be recovered against him personally. Amending R. S. '98 §1181. Wis. 337, 3 My
- 1313 Tax sales. Commissioner of state lands to sell forfeited lands described as lots or blocks, outside of cities and towns. Ark. 193, 8 My
- 1314 Certificate of tax sale to be filed in 30 [formerly four] days. Amending '95 ch. 70 §5. Me. 76, 15 Mr
- 1315 Objections to petition for delinquent tax sale may be filed after day fixed for hearing if cause is shown to court within *two* [formerly five] days from that date; repealing legal rate for publishing petition. Amending C. L. §3889. Mich. 31, 6 Ap
- 1316 Possession of land sold for taxes: service to be made on grantee of last recorded deed *in regular chain of title* or mortgagee in *all undischarged* mortgages; notice on *executors*; *publication when parties nonresident or unknown*. Amending C. L. §3959-60. Mich. 204, 17 My
- 1317 When proceeds of tax sale are less than tax due, state tax shall be paid first and residue divided *pro rata between funds for which levy was made* [formerly equally between county and school funds]. Amending G. S. §1617. Minn. 35, 3 Mr
- 1318 Amending sales of real estate for taxes in cities of 30,000 to 100,000 (R. S. '89 §1372). Mo. p. 80, 24 My
- 1319 Sales for nonpayment of taxes in villages of 5000 amended ('97 art. 4 ch. 414). N. Y. 446, 27 Ap
- 1320 County recorder to make abstracts of records of tax sales. U. 76, 20 Mr
- 1321 Tax deeds. Blank tax deeds and certificates to be furnished by controller; notice of issuance of deed to be given to nonresident original owner by publication. Amending '95 ch. 1 §60-61. Fla. 1, 1 Je
- 1322 If property is not redeemed within two years from sale, collector must, *on demand of purchaser*, make deed to him. Amending '99 p. 254. Id. p. 376, 14 Mr
- 1323 Tax deed to be executed by *auditor* [formerly treasurer]; form. N. D. 155, 8 Mr
- 1324 Contest of sale. Refunding. If court declares tax sale void, money with interest is to be refunded to owner. Ari. 38, 14 Mr
- 1325 When by mistake land is sold for taxes, county is to repay owner the principal sum with interest at 8% [formerly 25%] a year. Amending Ann. S. '91 §2824. Col. 128, 4 Ap

- 1326** Tax deeds to be prima facie evidence of ownership in certain suits. Amending R. S. ch. 62. **Mo.** p. 207, 13 Ap
- 1327** Action to quiet title, cancel tax deed or for ejectment or injury to land barred in *three years* [formerly nine months] as to lands conveyed by tax deed void on its face. Amending R. S. '98 §1189a. **Wis.** 351, 4 My
- 1328** **State and county tax lands.** Auditor may contract with resident of county to represent state at tax sales; agent may be appointed in each county to care for and rent real estate bid in by state; sale of such lands by state. **Ala.** p. 120, 15 F
- 1329** County may dispose of real estate purchased for delinquent taxes. **Id.** p. 331, 6 F
- 1330** Auditor general to be made party defendant to proceedings to set aside delinquent tax sale of lands held as state tax lands. Supplementing '93, 206. **Mich.** 97, 1 Je
- 1331** Generally amending C. L. §3449-50, 3452-53, 3455 as to state tax lands; deemed abandoned if delinquent five years without attempt to redeem or set aside tax and if unoccupied by person having record title; state's title absolute in *five* [formerly three] years. **Mich.** 107, 8 Je
- 1332** Levy on land to be released if owner deeds to state. Amending C. L. §3870. **Mich.** 215, 1 Je
- 1333** Title to lands heretofore sold for taxes to levee board remaining unredeemed Jan. 1, 1878, shall vest in state, and levee taxes thereon shall be suspended till such lands are sold or donated by state. **Miss.** ch. 105 §13, '76. *Void*, so far as it attempts to discharge the lands of the lien of the levee tax, so long as obligations of the levee board are unpaid; impairs obligation of contracts. *Forsdick v. Board of levee commissioners*, 26 So. 637.
- 1334** Property deeded to county at delinquent tax sale may be sold without newspaper publication when assessed value is less than \$500 [formerly \$100]. **Nev.** 57, 11 Mr
- 1335** When lands have been bought by city for unpaid taxes and where taxes are worth more than lands, city may effect compromise settlement with former owners. Amending '86, 112. **N. J.** 195, 24 Mr
- 1336** Lands bid in for state or county for delinquent taxes may be sold at public or private sale as county commissioners may direct. **N. D.** 139, 2 Mr
- 1337** Cities, villages and towns may buy tax sale certificates of county; limitation. **S. D.** 48, 6 Mr
- 1338** Real estate not sold for delinquent taxes shall be bought by county treasurer and placed on separate tax roll; private sale allowed for full amount of taxes and costs; two years to redeem. **Wy.** 66, 20 F

- 1572 Consent of wife not necessary in consequence of real property owned by husband. Amending C. L. '97 §1509. N. M. 80, 16 Mr
- 1573 Amending '96 ch. 272 §18 as to effect of legitimatizing children. N. Y. 725, 26 My
- 1574 Either husband or wife may enter into engagement with the other or with any other person respecting property as if unmarried. Amending R. C. '95 §2767. N. D. 100, 7 Mr
- 1575 Court of chancery may validate deed of real estate heretofore or hereafter made by married woman in which husband did not join. Amending '96, 49. Vt. 55, 16 N '98

Miscellaneous

- 1576 Homesteads. Homestead not subject of devise when widow but no children; descends to widow; if children, widow may elect dower or a child's part. Fla. 69, 29 My
- 1577 Exempted homestead lying in more than one county to be recorded in each. Amending Code '95 §2835. Ga. p. 51, 20 D '98
- 1578 Schedules of exempted property in lieu of homestead to be filed in each county in which land lies. Amending Code '95 §2867. Ga. p. 52, 20 D '98
- 1579 Defining homestead. Amending R. S. '87 pt 2 t.7 ch. 1. '97 p. 10 reenacted to correct illegality in passage. Id. p. 293, 16 F
- 1580 Exemptions. Personal property to the value of \$500 and homestead to the value of \$2500 to be exempt from execution or forced sale for debt. Ari. 43, 14 Mr
- 1581 Well-boring machinery, engines and trucks up to \$1000 exempt from execution. Amending C. C. P. §690. Cal. 19, 21 F
- 1582 Bicycle and sewing machine exempt from levy and sale on execution, or writ of attachment, or distress for rent. Col. 96, 8 Ap
- 1583 Money paid by fraternal society not liable to attachment. Amending '95 ch. 255 §11. Ct. 117, 17 My
- 1584 Sending outside state claims against resident within jurisdiction of state courts, in order to evade law as to exemption from garnishment, a misdemeanor; debtor may recover amount with damages. Ga. p. 90, 7 D '98
- 1585 Property exempt from execution amended slightly (R. S. '87 §4480). '95 p. 85 reenacted to correct illegality in passage. Id. p. 251, 14 F
- 1586 Sick benefits of Ancient order united workmen not subject to attachment, garnishment or other process. Amending '87, 83. Mich. 130, 15 Je
- 1587 Bicycle exempt from execution. Amending '97, 6. Minn. 24, 25 F

1588 Watch exempt from execution. Amending G. S. §5459.

Minn. 267, 18 Ap

1589 Insurance on property exempt from attachment to be exempt from trustee process.

N. H. 27, 1 Mr

1590 Wages up to \$30 exempt from execution or attachment.

Tenn. 38, 27 Mr

1591 Exempting from execution earnings of married man for personal services rendered within 60 days of levy [formerly one half the earnings of debtor, except when \$1 a day or less when the whole was exempt]; other amendments to R. S. '98 §3245 relating to exemptions.

U. 66, 9 Mr

1592 Exemption of earnings of judgment debtor for 30 days preceding attachment on [formerly judgment against] garnishee.

Or. p. 11, 12 O '98

1593 Exempting soda-water apparatus leased or hired, from levy for rent. Amending '76, 134.

Pa. 94, 28 Ap

**Eminent domain—general grants.** (*See also* Condemnation proceedings, 2406, and special purposes for which property may be taken)

1594 May be exercised in behalf of pipe lines for carrying petroleum or other fluid.

Ari. 51, 16 Mr

1595 Amending G. S. '97 ch. 66 §102-3 specifying purposes for which lands may be taken under right of eminent domain.

Kan. 95, 4 Mr

1596 Cities and towns may take land up to one acre for school, library or engine house; damages ascertained as in highway appropriation.

Mass. 379, 19 My

1597 Purposes for which private property may be taken in cities of 500 to 3000 and certain other cities amended ('95 p. 65 §99).

Mo. p. 90, 1 My

1598 Repealing '97, 29 providing for special jury to assess damages under law of eminent domain.

N. D. 88, 8 Mr

### Liens. Incumbrances .

1599 Mortgages—general. Entry of payment or partial payment of mortgage debt amended (Code '96 §1065-66).

Ala. p. 26, 23 F

1600 Providing for acknowledgment of satisfaction and release of mortgages and deeds of trust.

Ari. 64, 10 Mr

1601 Payment of insurance premiums, *taxes and assessments* by mortgagee creates lien. Amending G. S. '88 §3009.

Ct. 1, 15 Mr

1602 Court may issue order discharging lien of writs of attachment and execution when lien has been lost or destroyed. '95 p. 14 reenacted to correct illegality in passage.

Id. p. 233, 14 F

- 1603 Mortgagee failing to discharge mortgage liable to \$10 to \$50 fine [formerly damages]. Amending '95, 69. Me. 113, 17 Mr
  - 1604 Repealing R. C. '95 §4718 relating to discharge of recorded mortgages by entry in margin of record. N. D. 74, 24 F
  - 1605 Mixed chattel and real mortgages, particularly on railroad property, to be admitted to record as real estate mortgages in county where property is located. Wash. 72, 13 Mr
- Real estate mortgages.** (*See also* Foreclosure, 2383; Taxation of mortgages, 1241; Executors and administrators, 1800; Guardians—mortgage of property, 1856)
- 1606 Any person who receives assignment of real estate mortgage and fails to have transfer recorded in 45 days shall forfeit 10% to state school fund; prosecuting attorney to sue for same; court to tax \$20 or more for prosecutor's fee; mortgagor entitled to 10% deduction from face of unrecorded transferred mortgage. Ind. 122, 28 F
  - 1607 Regulating assignment of real estate mortgages and recording of assignments. Repealing '97, 160. Kan. 168, 3 Mr
  - 1608 When lands lie in more than one county, releases of mortgages and all foreclosure proceedings may be recorded in each. Amending G.S. §4196. Minn. 182, 14 Ap
  - 1609 Holder, owner or assignee of mortgage offered for record to furnish recorder with name and address. Pa. 39, 11 Ap
  - 1610 Unlawful to destroy or remove fixtures, buildings or permanent improvements on mortgaged real estate. Wash. 75, 13 Mr
  - 1611 Chattel mortgages. (*See also* Miscellaneous frauds, 2583) Acknowledgment and filing amended (R. S. '87 §3386-87). '91 p. 181 reenacted to correct illegality in passage. Id. p. 121, 6 F
  - 1612 Manner of discharging. Amending R. S. '87 §3361-62. '95 p. 54 reenacted to correct illegality in passage. Id. p. 249, 14 F
  - 1613 Any mortgagor of personal property who injures it, or sells it without consent of mortgagee is guilty of larceny; penalties. Repealing '97, 161. Kan. 167, 4 Mr
  - 1614 Chattel mortgages in unorganized townships to be filed with county recorder. Amending '97, 292. Minn. 18, 17 F
  - 1615 Providing short form of chattel mortgages to be used only in certain counties. N. C. 17, 28 F
  - 1616 Amending validity of unrecorded mortgages of personal property (G. L. 'ch. 207 §10). R. I. 614, 28 F
  - 1617 When mortgaged property is taken from one county to another and there disposed of unlawfully, offender may be prosecuted in either county. Amending Crim. P. '95 art. 235. Tex. 8, 20 F
  - 1618 General act relating to filing of chattel mortgages. Wash. 98, 13 Mr

- 1619 Chattel mortgages may be renewed from year to year by filing affidavit within *60 days after* [formerly 30 days preceding] expiration of year. Amending '90-91 ch. 7 §11. Wy. 27, 16 F
- 1620 Mortgages—crop and special objects. Authorizing mortgages on crude turpentine and resin gathered or manufactured within 18 months after date of mortgage. Ala. p. 243, 23 F
- 1621 Chattel mortgages may be made on growing crops and on crops to be sown and grown in future. Amending R. S. '87 §3385. '97 p. 6 reenacted to correct illegality in passage. Id. p. 292, 16 F
- 1622 Providing short form of agricultural liens to be used only in certain counties. N. C. 17, 28 F
- 1623 Mortgage of crops so stipulating may be foreclosed by sale of crop after harvest, at any time, without notice; usual charges for sale and transportation to be deemed proper expenses. Amending R. C. '95 §5887. N. D. 120, 25 F
- 1624 Pledge. 10 days written notice to be served on pledgor before sale of collateral securities; sale may be private if in contract; public sales to be between 9 a. m. and sunset, on 10 days posted notice. Mich. 84, 25 My
- 1625 Conditional sales. Property sold conditionally not to be concealed or sold by vendee. Ct. 135, 31 My
- 1626 Contracts for sale of personal property, where title is to remain with vendor till purchase price is paid, to be recorded with county clerk. Mon. p. 124, 3 Mr
- 1627 Misdemeanor to dispose of personal property, bought on conditional sale, before complying with terms. Tenn. 12, 3 Mr
- 1628 Retention of title by vendor in conditional sale invalid if not in writing. Tenn. 15, 24 F
- Mechanics' and other liens.** (*See also* Attorney's liens, 1900; Warehouses, 4236; Irrigation, 4474)
- 1629 General liens of mechanics, material men and laborers. Generally amending '93, 117 granting liens to mechanics and others. Col. 118, 12 Ap
- 1630 General law securing to mechanics and others payment for labor and materials in erecting buildings and grading lots. '93 p. 49; '95 p. 48, 138 reenacted to correct illegality in passage. Id. p. 147, 7 F
- 1631 Procedure for enforcement, discharge, etc. Action on mechanics' lien to be commenced in *15 months* [formerly 90 days]. Amending '95 ch. 46 §15. Ark. 182, 8 My

- 1632 Manner of foreclosure of special liens for services rendered, where lien is dependent on possession. Amending R. S. '87 §3445. '93 p. 67 reenacted to correct illegality in passage.  
Id. p. 181, 9 F
- 1633 Requiring owners or operators of mines and builders of tunnels, canals, railroads, buildings etc. to publish statement containing name of owner, operator, etc. his address, day when laborers will regularly be paid, and mortgages and liens on property.  
Id. p. 365, 14 Mr
- 1634 Lien for labor and materials *not* dissolved unless filed in 40 days, when contract is with owner. Amending '95, 34.  
Me. 84, 16 Mr
- 1635 No mechanics' liens on vessel or building unless contractor furnishes owner, on demand, within 15 days after work done, statement of amounts and persons to whom due; no action maintainable till 10 days after statement; owner may pay according to statement.  
Minn. 277, 18 Ap
- 1636 Person furnishing materials to contractor not entitled to file mechanics' lien unless he notify owner of land by registered letter prior to completion of contract, that he has furnished materials. Amending R. C. '95 §4788. N. D. 109, 7 Mr
- 1637 No lien on owner for labor or materials furnished at request of lessee or tenant, *unless owner has expressly agreed with party claiming lien*. Amending R. S. '98 §3314. Wis. 222, 20 Ap
- 1638 Special laborers and mechanics' liens. Persons holding personal property under mechanics' lien may sell for cash at public auction, 30 days after work done, on giving bond in sum fixed by justice of peace or circuit court; demand on debtor and 10 days posted notice.  
Ark. 58, 16 Mr
- 1639 Amending G. L. '88 §3020-21 as to notice to owner of building that mechanics' lien is claimed, and as to amount of lien.  
Ct. 121, 19 My
- 1640 Mechanics' liens superior to any incumbrance imposed after work commenced and before limit for filing lien. Amending G. S. §3811.  
Nev. 80, 14 Mr
- 1641 Amending '98 ch. 226 §4 relating to mechanics' lien on buildings.  
N. J. 153, 24 Mr
- 1642 A justice of the supreme court, or the county court, or the county judge may continue mechanics' lien under a contract for public improvement. Amending '97 ch. 418 §17. N. Y. 25, 28 F
- 1643 Laborers' lien on mining claims amended ('91 p. 76 §1).  
Or. p. 180, 18 F



- 1644 In an action to enforce mechanics' lien, lienholder if successful may recover attorney's fee. Amending '94, 91. U. 101, '96. *Unconstitutional*. Confers special privileges on a certain class of litigants. *Brubaker v. Bennett*, 57 p. 170.
- 1645 In an action to enforce mechanics' lien, the *successful party* [formerly lienholder, if successful] may recover attorney's fee. Amending R. S. '98 §1400. U. 58, 9 Mr
- 1646 **Hotel and lodging house keepers.** Innkeeper has lien on guests' baggage. Ark. 165, 8 My
- 1647 Amending C. C. '95 §2502 providing a lien on baggage for hotel keepers. Repealing C. C. '95 §2511. Mon. p. 132, 16 F
- 1648 Hotel keeper does not have lien on baggage or other property of guest, if he has had notice that such baggage, etc. is not property of guest. Amending '97 ch. 418 §71. N. Y. 380, 21 Ap
- 1649 Boarding house keepers given lien on baggage of guests; public sale after 10 days notice. N. C. 645, 8 Mr
- 1650 **Liens on animals.** Keeper, owner or proprietor of livery stable or other place for feeding and caring for stock for pay, to have lien on stock; limitation. Amending Code '96 §2774. Ala. p. 39, 23 F
- 1651 Keepers of public pastures or training stables to have a lien on stock. Ala. p. 125, 1 F
- 1652 Lien for service of stallion after mare known to be with foal [formerly after service]. Amending C. L. §10,784, 10,786. Mich. 66, 10 My
- 1653 In order to have lien for services of sire, commissioner of agriculture's certificate must be filed with *register of deeds* [formerly clerk of district court]; fees. N. D. 146, n. d.
- 1654 **Liens on timber.** Lien for shoring and running logs established. Me. 38, 3 Mr
- 1655 Every person who works on saw-logs, lumber or other timber and the owner of land on which timber is cut, has a lien on such timber; manner of procedure. Mon. p. 126, 20 F
- 1656 Revision of laws as to liens on logs, timber and crossties. Minn. 342, 20 Ap
- 1657 Person claiming interest in timber in hands of sheriff to have custody of same on depositing amount of claim and \$100 for costs and interest; costs not to be allowed to lienholder unless demand is made or court finds fraud attempted. Amending '98 ch. 132 §12. Wash. 90, 13 Mr
- 1658 Verbal change in R. S. '98 §3342b as to enforcing lien on logs. Wis. 351, 4 My

- 1659 **Liens for miscellaneous services.** Contractor or subcontractor, persons performing work of any kind or furnishing board or provisions to employees or teams, or professional services, have lien against railroad. Amending Digest '94 §6251-53.  
Ark. 173, 8 My
- 1660 Constructors of wells and cisterns have lien on land.  
Ark. 173, 8 My
- 1661 Land on which *well is dug* is subject to lien. Amending C. C. P. §1185, 1188. Cal. 23, 23 F; 35, 1 Mr
- 1662 Creating lien for cutting or pressing hay. Me. 54, 10 Mr
- 1663 Lien on monumental work over \$30, under written contract.  
Me. 102, 16 Mr
- 1664 Claims for labor against street railway or steam railroad unpaid 10 days after presentation, and judgments for personal injuries or death, are liens on all property, prior to all judgments and other liens except for labor; all claimants in past six years to be notified to appear, before final decree in foreclosure of any mortgage or lien.  
Mich. 110, 9 Je
- 1665 Establishing liens for labor in quarrying, *mining*, dressing and cutting stone. Amending '97 ch. 418 §50. N. Y. 322, 17 Ap
- 1666 Person keeping livery or boarding stable to have lien on vehicle or harness stored with him. Amending '97 ch. 418 §74.  
N. Y. 465, 28 Ap
- 1667 Common carriers' lien to be enforced by sale of unclaimed goods or goods on which charges are not paid. U. 37, 9 Mr
- 1668 Owner of threshing machine or corn sheller has lien on grain; may seize and sell in six months. Wis. 220, 20 Ap
- 1669 Moneys due contractors for public work to be withheld to satisfy claims of laborers and material men; regulations.  
Col. 124, 10 Ap
- 1670 Laborers and material men have right to sue on bond of public contractors *if they file claim within 30 days after work is completed; form of notice; when city charter requires contractors to give bond for use of city and of laborers, etc. additional bond to state not required.* Amending G. S. '91 §2417. Wash. 105, 13 Mr

## Contracts and other obligations

### Loans. Negotiable instruments

- 1671 **Negotiable instruments.** General negotiable instruments law. [Recommended by conference of commissioners on uniform legislation.]  
N. C. 733, 8 Mr; N. D. 113, 7 Mr; Or. p. 18, 16 F; B. I. 674, 25 My; Tenn. 94, 6 Ap; U. 83, 20 Mr; Wash. 149, 22 Mr; Wis. 356, 5 My

- 1672 **Lawful money.** Repealing '93 p. 78 requiring payment of obligations in either gold or silver coin regardless of special contract. Id. p. 183, 9 F
- 1673 **Contracts for payment of money whether in gold, silver or coin may be discharged in any legal tender.** Tenn. 189, 27 Mr
- 1674 **Interest. Usury.** Repealing Code '96 §2630 providing that when principal and usurious interest have been paid, the excess over principal and legal interest may be recovered. Ala. p. 38, 23 F
- 1675 **On loans on certain chattel mortgages, interest in excess of 10% a year to be applied to payment of principal debt. Amending G. L. '88 §3016.** Ct. 177, 14 Je
- 1676 **Loans on chattel mortgages not to bear greater rate of interest than that lawfully charged by pawnbrokers; other regulations.** Ct. 165, 9 Je
- 1677 **Legal rate 7 1-2% [formerly 10%]; maximum allowed 12% [formerly 1½% a month]. Amending R. S. '87 §1263-64. '97 p. 95 reenacted to correct illegality in passage.** Id. p. 315, 18 F
- 1678 **Interest on loans on personal property under \$200 not to exceed 3% a month for first three months, nor 15% a year thereafter; mortgage on household goods must state amount, when due, rate and expense of making loan; does not apply to licensed pawnbrokers.** Me. 67, 11 Mr
- 1679 **Legal rate 5% [formerly 6%]; contract rate 7% [formerly 8%]. Amending C. L. §4856.** Mich. 207, 25 My
- 1680 **Legal rate 6% [formerly 7%]. Amending G. S. §2212.** Minn. 122, 3 Ap
- 1681 **Penalty for sale or assignment of usurious contract without notice.** Mo. p. 166, 27 Mr
- 1682 **Interest, commissions of brokerage exceeding 2% a month is usurious.** Mo. p. 167, 14 Ap
- 1683 **Legal rate 8% [formerly 10%]. Amending C. C. '95 §2585, 2588.** Mon. p. 125, 28 F
- 1684 **Legal rate 6% [formerly 8%]; maximum 10%. Or. p. 15, 14 O '98**
- 1685 **Repealing '97, 81 avoiding excess over legal interest on suit for payment of money.** Tenn. 172, 6 Ap
- 1686 **Repealing '97, 23 allowing same interest on loans on property in other state as that state allows.** Tenn. 306, 22 Ap
- 1687 **Legal rate 6% [formerly 7%]; on state warrants not over 5%, to cease 10 days after call; on judgments on contracts specifying rate, at specified rate, but not to exceed 10%; officials to fix rates on warrants so as to make par value equal market value. Repealing '95, 136.** Wash. 80, 13 Mr

- 1688 **Maturity of commercial paper.** (*See also* Legal holidays, 4287)  
Three days grace on sight drafts and bills of exchange unless otherwise stipulated. Repealing part of '98, 533.  
**Mass.** 130, 6 Mr
- 1689 Notes due on Sunday are payable on *Monday* [formerly Saturday] or if that is legal holiday, on Tuesday; notes due on holiday are payable on next business day; due on Saturday if not paid before noon are payable Monday; no days of grace unless stipulated. Amending C. '91 ch. 99 §3. **W. Va.** 32, 22 F
- 1690 **Seals.** Legalizing instruments without seal. **Minn.** 3, 3 F
- 1691 Private seals abolished; written contract imports consideration when so expressed. **Minn.** 86, 22 Mr
- 1692 Whenever it is clearly the intention of makers of instrument that it shall be a sealed instrument, it shall be so construed though no seal be attached. **S. C.** 32, 28 F
- 1693 **Miscellaneous regulations.** Typewriting to be as binding as writing, except as to signatures; writing hereafter to include typewriting. **Ct.** 75, 20 Ap
- 1694 Giving worthless checks forbidden; exception. **Del.** 265, 1 Mr
- 1695 Blank indorsement of nonnegotiable note by third party creates a contract. **Ct.** 4, 20 Ap
- 1696 Collector or holder of commercial paper attached to bill of lading shall not be deemed to warrant quality, quantity or title of goods. **Fla.** 99, 2 Je
- 1697 Reducing and regulating protest fees. **Ga.** p. 106, 20 D '93
- 1698 Negotiable instrument may contain provision for attorney's fee. Amending C. C. '95 §3996. **Mon.** p. 124, 3 Mr
- 1699 Notice of nonpayment or nonacceptance of notes, drafts, etc. may in certain cases be given by mail. Amending G. L. ch. 166. **R. I.** 623, 3 Mr
- 1700 Due diligence in collection of checks or drafts defined. **S. D.** 59, 4 Mr

**Miscellaneous classes**

- 1701 **Landlord and tenant.** (*See also* Ejectment, 2375; Replevin, 2411)  
Commission merchant selling tenant's crop to pay debt to himself is liable as purchaser to person entitled to the rent.  
**Tenn.** 22, 24 F
- 1702 **Trusts—general.** (*See also* Executors, 1800; Guardians, 1845) Court to fill vacancy in office of trustee when necessary to carry out trust created by will. Amending C. C. P. §1702.  
**Cal.** 90, 18 Mr
- 1703 Income of trust liable to claims of creditors, when; powers of court. **Ct.** 210, 22 Je

- 1704 Probate court may direct fiduciaries to deposit in savings banks in name of probate judge funds of absent or incompetent person. **Mass.** 90, 17 F
- 1705 Trust companies may act as fiduciaries. **Mass.** 348, 9 My
- 1706 Fiduciaries to have 20 days to qualify. Amending C. L. §684. **Mich.** 69, 10 My
- 1707 General law confirming jurisdiction of probate courts over testamentary trusts and providing for their administration, 12p. **Mich.** 253, 21 Je
- 1708 Any fiduciary holding property for which no receipt can be given by proper person, may seek his discharge from supreme court. Amending G. L. ch. 219, 240. **B. I.** 651, 2 My
- 1709 Supreme court may appoint trustees in certain cases. Amending G. L. ch. 208 §1, 4. **B. I.** 680, 25 My
- 1710 Prosecuting attorney to examine records of probate and district courts before each regular term and ask for removal of negligent fiduciaries or those who have left the state; court may remove and appoint others. **Wy.** 73, 21 F
- 1711 Suretyship. (See also Executors, 1800; Surety companies, 3326; Index, under Bonds) Surety on bond of officer *elected or appointed* may be released on application to court approving bond *or, if such approval not required, to circuit court.* Amending Digest '94 §7319. **Ark.** 14, 13 F
- 1712 Person or company as surety on fiduciary's bond may ask court to relieve from farther liability. Amending Digest '94 §4162. **Ark.** 179, 8 My
- 1713 Verbal change in '95 ch. 82 §3 as to notice to sureties on forfeited official bonds. **Fla.** 54, 26 My
- 1714 Form for undertakings to be signed by sureties in civil and criminal actions. '95 p. 18 *reenacted to correct illegality in passage.* **Id.** p. 235, 14 F
- 1715 Surety on probate bond may be discharged on application of surety or principal. Amending R. S. ch. 72 §3. **Me.** 85, 16 Mr
- 1716 Probate courts may reduce penal sum of bonds signed by surety companies, as to future violations of conditions only. **Mass.** 278, 15 Ap
- 1717 Amending certain sections of P. C. '95 ch. 7 art. 9 relating to sureties on official bonds. **Mon.** p. 79, 7 Mr
- 1718 In proceedings on bonds and undertakings, after the filing of an account, the court shall determine and enforce the rights and liabilities of all parties as in actions for accounting in supreme court. Amending C. C. P. §812. **N. Y.** 726, 26 My
- 1719 Providing for release of sureties on bonds, undertakings and other obligations. **Or.** p. 92, 17 F

- 1720 Bonds executed by surety company to be accepted in lieu of individual sureties; release of surety. U. 65, 9 Mr
- 1721 Sureties on official bonds released on filing notice. Wy. 9, 8 F
- 1722 Partnership. Voluntary business associations with partnership liabilities may, when insolvent, be put into receiver's hands; procedure; notice; assessment. N. J. 182, 24 Mr
- 1723 Amending name of firm in limited partnerships (Code §3100). N. C. 75, 13 F
- 1724 Regulating formation of limited liability partnerships. Pa. 153, 9 My
- 1725 Retiring partner not liable for firm's debts contracted after retirement, if he publishes notice four weeks. Tenn. 169, 7 Ap
- 1726 Provisions as to filing articles of foreign incorporation no longer apply to partnerships; penalty for violation \$500 [formerly \$1000 for second offense]. Amending R. S. '98 §1770b. Wis. 351, 4 My

### Insolvency. Assignments

(See also Exemptions, 1580; Corporations, 880; Partnership, 1722)

- 1727 General. General law concerning general assignments. Revision. N. J. 54, 21 Mr
- 1728 Repealing certain acts relating to general assignments. N. J. 71, 22 Mr
- 1729 Assignees. Insolvency proceedings amended as to election and duties of assignee (R. S. '87 §5880, 5882). '95 p. 76 reenacted to correct illegality in passage. Id. p. 250, 14 F
- 1730 Assignee failing to swear to amended schedule may not do so after two years *except by leave of court*. Amending '89, 217. Me. 23, 1 Mr
- 1731 Assignee must give bond equal to *present* [formerly nominal] assets. Amending R. S. '98 §1694. Wis. '98, 30 Mr
- 1732 Preferences. Fraudulent transfers. General assignments or conveyances giving preferences shall inure to benefit of all creditors; crime to sell or remove property subject to execution with intent to hinder or defraud creditors. Ala. 481, '97. *Unconstitutional*. Contains more than one subject. Builders' and painters' supply co. v. Lucas, 24 So. 416.
- 1733 Assignments of debts not evidenced by instruments are void as against creditor if not in writing filed with town or city clerk or village recorder, unless claimant proves valid consideration; filing is not notice to debtor. Minn. 268, 18 Ap
- 1734 Sale of merchandise except in regular course of trade void against creditors, unless inventory is made five days before sale and all creditors notified. Minn. 291, 19 Ap

- 1735 Additional restrictions regarding preferences etc.; procedure to avoid. *Wis.* ch. 334 §3, '97. *Unconstitutional* as to debts existing at time of its passage; impairs the obligation of contracts. *Peninsular lead works v. Union Oil*, 100 *Wis.* 488.
- 1736 **Claims. Settlement.** Manner in which certain claims against insolvent estates are to be certified to probate court.  
*Ala.* p. 85, 18 F
- 1737 Creditor may release one or more joint debtors. *Col.* 108, 10 Ap
- 1738 One year after discharge in bankruptcy under act of congress, 1898, debtor may have all judgments listed in bankruptcy proceedings discharged in district court; 10 days notice to creditors.  
*Minn.* 262, 18 Ap
- 1739 Repealing '91 p. 44 directing payment into state treasury of unclaimed dividends in hands of assignees. *Mo.* p. 43, 10 My
- 1740 Extension of time for creditors to bring in claims against insolvent estate not to be allowed without prepayment of probable expense. Amending P. S. '91 ch. 192 §4. *N. H.* 3, 7 F
- 1741 Amending the discharge of a judgment against a bankrupt discharged from his debts (C. C. P. §1268). *N. Y.* 602, 16 My
- 1742 Trustees and assignees for benefit of creditors shall account to county clerk as soon as nature of assignment will admit; clerk may compel accounting two years from appointment. Amending Code '96 §3523. *Tenn.* 371 21 Ap
- 1743 **Miscellaneous procedure.** Manner of discharging an insolvent from his debts amended (R. S. '87 §5914). '97 p. 122 reenacted to correct illegality in passage. *Id.* p. 316, 18 F
- 1744 Court of insolvency may issue execution to compel payment of register on 30 days notice [formerly same as in civil process in supreme court]. Amending '91, 101. *Me.* 43, 8 Mr
- 1745 Promise to pay debt discharged by bankruptcy proceedings is not good evidence unless in writing. *N. C.* 57, 10 F
- 1746 Verbal change in R. S. '98 §3030 relating to compelling debtor to answer as to property. *Wis.* 351, 4 My

## Estates of decedents and wards

### Descents. Devises

(See also Inheritance tax, 1354)

- 1747 **Devises. Wills.** Will of soldier or sailor dying in Spanish war valid without witnesses if entirely in testator's handwriting. Amending G. S. §4426. *Minn.* 338, 20 Ap
- 1748 Alphabetical index of wills to be made by each county.  
*N. C.* 110, 15 F

Descent. Succession

- 1749 Order of descent. Homestead not subject of devise when widow but no children; descends to widow; if children, widow may elect dower or a child's part. Fla. 69, 29 My
- 1750 Distribution of property between widow and children amended ('53 ch. 38 §2). Ind. 231, '89. *Partly void.* §1 attempts to amend an act already repealed. Helt v. Helt, 52 N. E. 699.
- 1751 Damages for wrongfully causing death shall inure to widow or widower and children or next of kin. Amending R. S. '94 §285. Ind. 177, 4 Mr
- 1752 Distribution of intestate's estate: furniture [formerly not over \$250] to widow, issue of deceased child take *by right of representation*; if no child, all residue if under \$3000 [formerly \$1000] to widow; if over \$3000, half to widow, half to father and mother equally or to the survivor of them; if no widow or husband) or child, to all lineal descendants, equally if of same degree, otherwise by right of representation. Amending C. L. §9322. Mich. 116, 15 Je
- 1753 Inheritance of adopted child dying in minority unmarried goes to heirs of person from whom property came. Amending G. S. §4447. Minn. 174, 11 Ap
- 1754 Estate [formerly real estate] of intestate leaving no issue to go in equal shares to husband or wife and father or mother. Amending '97 ch. 106 §259. Nev. 95, 16 Mr
- 1755 Distribution of estate of person dying intestate. Amending '98 ch. 234 §169. N. J. 83, 22 Mr
- 1756 Right of action for wrongful killing, if no widow or next of kin, passes to personal representative for benefit of estate. Amending Code '96 §4025. Tenn. 213, 15 Ap
- 1757 Dower and curtesy. Release of *curtesy* includes rights by descent. Amending '96 §6, 157. Mo. 21, 22 F
- 1758 Childless second wife takes only life interest in intestate's lands when he leaves child or children by former wife, or their descendants. Amending R. S. '94 §2644-47. Ind. 99, 24 F
- 1759 Providing for collection of dower interest due to widows; real estate may be sold on judgment to recover such interest. Pa. 97, 28 Ap
- 1760 Escheats. Generally amending law of escheats (R. S. '89 ch. 61). Mo. p. 203, 11 My



## Probate procedure. Administration

(See also Trusts, 1702)

### Courts. Procedure generally

- 1761 Courts—judges and officers. Governor may order election to fill vacancy in office of probate judge. Ct. 74, 20 Ap
- 1762 Probate judges to surrender certain papers etc. to their successors in office; *penalty*. Amending R.S.'87 pt. 3 t. 12 ch. 11.  
Id. p. 401, 6 Mr
- 1763 In counties of 1000 to 10,000 salary of probate judge may be increased not to exceed \$600; *in counties of 150,000 salary of probate clerk \$1500; \$2500 for additional clerk hire*; salaries based on state census of 1895 [formerly '85]. Amending G. S. §4416-17.  
Minn. 145, 11 Ap
- 1764 Probate judge whose salary exceeds \$1000 [formerly \$1200] may have not over \$1500 for clerk hire. Amending G. S. §4418.  
Minn. 188, 13 Ap
- 1765 Duties of probate judge amended (R. S. '89 §3402).  
Mo. p. 158, 30 Mr
- 1766 Amending compensation of probate judges ('97, 60).  
N. M. 25, 1 Mr; 24, 1 Mr
- 1767 In counties of 28,000 where there is no provision for clerk hire in probate court, judge's salary to be at least \$1500 [formerly not uniform].  
Minn. 47, 9 Mr
- 1768 Probate clerk in cities of 300,000 may, before payment of fees and costs to city treasurer, deduct expense of publication of court docket. Amending '97 p. 82. Mo. p. 159, 22 Ap
- 1769 Fees of clerk of orphans' court amended ('68 ch. 1 §6).  
Pa. 91, 28 Ap
- 1770 Repealing R. S. '89 §3410 requiring secretary of state to furnish probate courts with copies of statute laws and supreme court reports.  
Mo. p. 158, 18 My
- 1771 Verbal amendment to C. L. '97 §928 relating to jurisdiction of probate court.  
N. M. 80, 16 Mr
- 1772 Selectmen to provide fire-proof vault for probate records.  
Ct. 130, 31 My
- 1773 Person of *either sex* may be appointed to act in absence of register of probate. Amending R. S. ch. 63 §18. Me. 61, 11 Mr
- 1774 Register of probate's bond after approval by county commissioners to be filed with county treasurer Amending P.S. ch. 63 §14.  
Me. 71, 15 Mr
- 1775 Registers in probate have powers of clerks of courts to certify copies of papers.  
Wis. 37, 23 Mr
- 1776 Impressions of seals of probate courts to be kept on file by governor.  
Vt. 52, 29 N '98

- 1777 **Miscellaneous procedure.** When judge of probate and insolvency is unable *from any cause* [formerly interest or sickness] to act, other judge may be designated; case may be heard in another county *unless interested party objects* [formerly on written consent of all parties]; register to certify *occasion for* other judge's acting; *assisted judge shall pay excess over 3% of salary unless interest prevents his acting.* Amending '94, 377. **Mass. 345, 6 My**
- 1778 Probate judge *unable to act on account of illness or necessary absence* to require judge of adjoining county to act. Amending '89 ch. 46 §5. **Minn. 181, 14 Ap**
- 1779 Probate judges not to try cases in which they are personally interested; special judges to be selected; district and probate judges may exercise certain powers at chambers. **Okl. 24 art. 2, 13 Mr**
- 1780 Time within which appeal may be taken from probate courts amended (G. L. '88 §641). **Ct. 173, 13 Je**
- 1781 When appeal is taken in settlement of decedents estate transcript must be filed in supreme court in 90 [formerly 30] days after filing appeal bond. Amending R. S. '94 §2610. **Ind. 171, 3 Mr**
- 1782 Appeal from probate to district court on final decree assigning residue of decedent's estate. Amending G. S. §4665. **Minn. 27, 25 F**
- 1783 Personal notice may be given to persons in interest in certain cases before probate court; fee. **Ct. 44, 6 Ap**
- 1784 Petitions for probate proceedings may be received and entered and notice thereon ordered, in vacation. **Me. 29, 1 Mr**
- 1785 Probate court may, on *reasonable* notice [formerly uniform general rule] require special administrators to do such acts as needs of estate require. Amending '98, 414. **Mass. 301, 25 Ap**
- 1786 Probate court may adjourn hearing in petitioner's absence; fiduciaries to have 20 days to qualify. Amending C. L. §684. **Mich. 69, 10 My**
- 1787 Surrogate's order directing service of citation by publication to provide that citation be published in two newspapers *unless estate amounts to less than \$2000, in which case one newspaper is to be designated.* Amending C. C. P. §2524. **N. Y. 606, 16 My**
- 1788 Amending C. C. P. §2698 relating to application for ancillary letters as to waivers of service of citation by creditors. **N. Y. 717, 26 My**
- 1789 Orphans' courts may decree specific performance of certain contracts, where one of the parties dies without discharging contract. **Pa. 105, 28 Ap**

**Probate of wills**

- 1790 Wills may be probated without testimony of witnesses if they are dead, insane or removed to parts unknown. Kan. 313, 4 Mr
- 1791 Notice of petition to supreme court for construction of will may be served by publication on such number representing all possible interests as court shall order. Mass. 373, 18 My
- 1792 General law confirming jurisdiction of probate courts over testamentary trusts and providing for their administration. 12p. Mich. 253, 21 Je
- 1793 Executor may witness in probating will. Amending R. S. '89 §8903. Mo. p. 367, 19 My
- 1794 Amending Code §2155 relating to probate. N. C. 55, 10 F
- 1795 Notice of hearing on petition for probate may be given by publication or by posting and by mailing notices. Amending R. S. '98 §3789. U. 19, 7 Mr
- 1796 Contests of wills. Depositions in proof of will may be taken when subscribing witnesses are dead, out of state, *unable to attend court or presence not enforceable by ordinary civil subpoena*. Amending '95, 107. Ind. 74, 24 F
- 1797 Physician may testify as to mental and physical condition of deceased patient when personal representatives of deceased in open court or the attorneys of the parties before trial waive the provisions of the law forbidding such testimony. Amending C. C. P. §836. N. Y. 53, 8 Mr
- 1798 Minor amendment to Code §2159 relating to transfers of will contests. N. C. 14, 26 Ja
- 1799 Foreign wills. Repealing provision as to time of publication of notice of hearing on probate of foreign wills ('95, 51). Me. 65, 11 Mr

**Executors. Administrators**

- 1800 Granting administration. Surviving husband has first right to be administrator. Amending G. S. §4478. Minn. 149, 11 Ap
- 1801 Time of taking oath and giving bond of public administrator amended (R. S. '89 §296). Mo. p. 41, 11 My
- 1802 Amending C. C. P. '95 §2434 specifying persons not competent to serve as administrator. Mon. p. 137, 16 F
- 1803 Letters testamentary may be granted regardless of date of death where deceased suffered loss from Indians or *United States army*. Amending R. S. '95 art. 1880. Tex. 143, 25 My
- 1804 Notice of hearing on petition for letters of administration may be given by publication, or by posting, and by mailing notices to heirs. Amending R. S. '98 §3818. U. 54, 9 Mr

- 1805 Bonds. Compensation. Executors exempt by will may *perform all required acts* [formerly sell real estate] without bond. Amending R. S. ch. 64 §8; ch. 71 §4. Me. 86, 16 Mr
- 1806 Minor amendments to R. S. '98 §3930 as to premiums on executor's bonds. Wis. 351, 4 My
- 1807 Appraisal of estate. Appraisers not to accept any reward except legal fee. Cal. 36, 1 Mr
- 1808 Claims and action against estate. Court may correct affidavit to claim before final account is filed; claims barred if not filed in *three months* [formerly 60 days]; claims *deemed rejected* [formerly allowed] if not indorsed within 15 days after expiration of the time for filing; notice of rejection of claim may be mailed to nonresident claim holder. Amending '97 ch. 106, §108-9, 111. Nev. 95, 16 Mr
- 1809 Limiting time for bringing suit on claims against executors and administrators. Ct. 7, 15 Mr
- 1810 Duties of administrator de bonis non concerning claims presented to executor or administrator. Ct. 176, 14 Je
- 1811 Courts of probate may limit farther time for presentation of claims. Ct. 224, 20 Je
- 1812 Generally amending R. S. ch. 87 as to limitations of actions against executors and administrators. Me. 120, 17 Mr
- 1813 Probate court may on application of administrator or executor of an insolvent examine any person whose claim has been allowed, summon any person to testify, and expunge claim for fraud, illegality or mistake. Mass. 81, 15 F
- 1814 On affidavit of no debts, time for filing claims against decedent's estate may be limited to three months. Amending G. S. §4509. Minn. 82, 22 Mr
- 1815 Presentment and allowance of demands against estates of deceased persons amended (R.S.'89 §183-4, 209-10, 213.) Mo. p. 38, 8 My
- 1816 Notice of appointment of executor or administrator shall direct creditors to file claims with clerk of court within three months. Amending '97 ch. 106 §108, 271. Nev. 95, 16 Mr
- 1817 Exhibition of claim against estate of person deceased to be made within *one* [formerly two] year; no suit after *two* [formerly three] years; exceptions. Amending P.S.'91 ch. 191 §2, 4. N. H. 2, 7 F
- 1818 Actions against executor or administrator in county courts. Amending R. S. '98 §3845. Wis. 5, 3 Mr
- 1819 Correcting error in R. S. '98 §3844 as to barring of claims against deceased. Wis. 351, 4 My

- 1820 Minor changes in R. S. '98 §2932 relating to costs when executors are parties. Wis. 351, 4 My
- 1821 Sale or mortgage of property. Probate courts may license sale of lands to pay debts of deceased when *estate's interest* [formerly value of land] does not exceed \$1000 [formerly \$500]. Amending C. L. §9133. Mich. 235, 9 Je
- 1822 Administrators may sell land for schoolhouse sites, subject to approval of court. Minn. 210, 13 Ap
- 1823 Real estate of decedents may be sold or mortgaged by order of court; procedure. N. D. 110, 24 F
- 1824 Notice of sale of real estate of decedent to be given by publication, or by posting, and by mailing of notices to heirs and executor. Amending R. S. '98 §3889. U. 9, 2 Mr
- 1825 Accounts. Administrators may settle damage caused by laying out *public road*. Amending G. S. §4590-91. Minn. 196, 13 Ap
- 1826 At every annual settlement, or at any time thereafter, the court may ascertain the condition of the estate. Amending R. S. '89 §226. Mo. p. 40, 15 My
- 1827 Hearing on account of executor or administrator *not less* [formerly not more] than 10 days after filing. Amending '97 ch. 106 §187. Nev. 95, 16 Mr
- 1828 Miscellaneous proceedings, etc. Suits may be brought by persons interested in an estate in case of administrator or executor claiming property belonging to estate of acquiescing in claim of others thereto. Ind. 220, 6 Mr
- 1829 Notices required by '97, 106 relating to settlements of estates may be given by county clerk without order from judge. Nev. 85, 4 Mr
- 1830 Securities in which an executor of an estate may invest. N. J. 103, 23 Mr
- 1831 Executors and administrators may redeem real estate sold under decree or judgment and may borrow money on mortgage to fund indebtedness. Or. p. 34, 15 O '98
- 1832 Deposits in saving institutions by nonresidents may be paid to administrator or executor appointed in place where decedent resided if none has been appointed in Vermont. Amending Vt. S. §4085. Vt. 53, 15 N '98
- 1833 Distribution. Settlement. (*See also* Actions for partition, 2397) Executors or administrators cum testamento annexo may apply to chancellor for trustee to receive the fund devised for life. Amending '97, 583. Del. 295, 9 Mr
- 1834 Employers may pay to widow or minors of deceased employee wages due not exceeding \$100 without administration. Ga. p. 91, 20 D '98

- 1835 Regulating disposition of mining interests of decedents. Amending R. S. '87 §5499-503. Id. p. 377, 28 F
- 1836 Allowance may be made to widow or child out of *real or personal estate* [formerly income] in hands of special administrator appointed on account of pendency of petition concerning *appointment of administrator*. Amending P. S. ch. 130 §13. Mass. 311, 28 Ap
- 1837 Revision of laws as to distribution of estates. Mass. 479, 3 Je
- 1838 When assets are insufficient, expense of administration shall be paid from allowance to widow and minors if they have applied for appointment. Amending G. S. §4477. Minn. 149, 11 Ap
- 1839 Where executor or administrator has been discharged and final decree assigning residue not entered court may assign on petition. Amending G. S. ch. 45a. Minn. 343, 20 Ap
- 1840 Certain sections of R. S. '89 §252-59 relating to distribution of estate of deceased person amended. Mo. p. 41, 11 My
- 1841 Objections to settlement of estates may be filed with clerk if court not in session at time set for hearing. Amending '97, 106. Nev. 85, 4 Mr
- 1842 Notice of hearing on petition for distribution to be *personally served on all interested, at least five days before time specified, or published at least three weeks in newspaper*. Amending '97 ch. 106 §217. Nev. 95, 16 Mr
- 1843 When a balance of an estate remains in hands of executor, claimants not appearing, it may be paid into court; court's receipt a full discharge. N. J. 156, 24 Mr
- 1844 Settlement of estates of decedents amended. Wash. 98, '97. *Partly void.* §2 requiring executor acting without the intervention of probate court to file inventory within 30 days of passage of act and providing for settlement of estate by court, if insolvent, impairs vested rights. *People v. Superior court*, 57 P. 337.

## Guardianship

(See also Trusts, 1702; Orphans, 3506)

- 1845 General law relating to guardians. 9p. Nev. 55, 11 Mr
- 1846 Appointment. Bonds. Court may insert in guardian's appointment condition for *care and custody of minor's property*. Amending C. C. P. §1755. Cal. 3, 10 F
- 1847 Guardians to file accounts in orphans' court; records; appeal. Amending R. S. ch. 78 §3. Del. 292, 16 Mr; 293, 16 Mr
- 1848 County judges may appoint guardians of person and property of insane. Fla. 59, 27 My

- 1849 Minor's *father or mother* [formerly father if living, or mother while she remained unmarried] entitled to guardianship of minor. Amending R. S. '87 §5774. '97 p. 55 *reenacted to correct illegality in passage.* Id. p. 302, 18 F
- 1850 Providing for appointment of guardian for person on his own application. N. H. 35, 7 Mr
- 1851 Either father or mother may in lifetime of both, by will appoint the other guardian of child. Amending '96 ch. 272 §51. N. Y. 159, 29 Mr
- 1852 Authorizing the appointment by surrogate of special guardians of infants interested in transfer tax proceedings. Amending '97 ch. 284 §232. N. Y. 672, 25 My
- 1853 In actions for partition or foreclosure *and in all actions affecting title to realty or where infant is proper or necessary party defendant*, plaintiff will be entitled to order designating guardian ad litem for infant. Amending R. C. '95 §5226. N. D. 96, 24 F
- 1854 On guardian's bond *one* [formerly two] corporation *authorized to do business in state* shall be sufficient; premium to be paid by guardian, not by estate. Amending '97, 54. Tex. 131, 23 My
- 1855 Guardian shall give bond to *county court* [formerly to minor]. Amending R. S. '98 §3966. Wis. 351, 4 My
- 1856 **Sale, mortgage and lease of property.** Court may license sale of insane wife's *right of descent* [formerly dower] in husband's real estate. Amending R. S. ch. 71 §1. Me. 4, 10 F
- 1857 Guardian may be licensed to sell ward's realty to pay existing mortgages. Amending P. S. ch. 140 §1. Mass. 147, 14 Mr
- 1858 Probate court may license sale of ward's land when *estate therein* [formerly value of land] does not exceed \$1000 [formerly \$500]. Amending C. L. §9166. Mich. 236, 9 Je
- 1859 Guardians may lease mineral lands under license from probate court. Minn. 144, 11 Ap
- 1860 Guardians may sell land for schoolhouse sites, subject to approval of court. Minn. 210, 13 Ap
- 1861 Guardians of minors and insane persons may, under direction of probate court, pay mortgages on homestead or real estate out of personal property. Mo. p. 222, 18 My
- 1862 Lands of minors, lunatics, insane and feeble-minded persons may, with consent of chancellor, be mortgaged for their support and education. N. J. 212, 24 Mr
- 1863 Real estate of minors or incompetents may be sold or mortgaged by order of court; procedure. N. D. 110, 24 F
- 1864 **Other procedure.** Guardians may settle damage caused by laying out *public road*. Amending G. S. §4590-91. Minn. 196, 13 Ap

- 1865 To remedy lack of repealing clause in C. S. '97 §3237 relating to duty of guardians. Neb. 37, 7 Mr
- 1866 To remedy lack of repealing clause in act C. S. '97 §3241-42 relating to proceedings against guardians. Neb. 38, 7 Mr
- 1867 Disposition of money in amounts of less than \$20 paid into court for indigent children. N. C. 82, 13 F
- 1868 Amending Ann. S. '99 §7232 relating to legal restoration of persons adjudged insane or mentally incompetent. S. D. 95, 24 F
- 1869 Funds under \$150 adjudged property of minors without regular or general guardian may be retained by court for minor's support or education. Tenn. 177, 27 Mr
- 1870 Foreign guardians. Duty of probate judge amended as to money accruing in his county to minor residing in another county. Amending Code '96 §2389. Ala. p. 38, 23 F
- 1871 Guardian by laws of any other state or country may sue or be sued in this state. Kan. 144, 4 Mr
- 1872 Guardians of insane and incompetent. Proceedings on application for appointment of conservators slightly amended (G. L. '88 §476). Ct. 30, 30 Mr
- 1873 Guardian of insane married man may be authorized to release ward's estate by curtesy and rights by statute. Amending '86 ch. 245. Mass. 284, 20 Ap
- 1874 Probate judge shall inquire as to property of persons examined as to insanity and appoint guardian when no friends likely to petition for appointment; such guardian to be governed by general laws. Minn. 44, 6 Mr
- 1875 Demands against estate of insane person to be presented to probate court within two years from notice of appointment of guardian. Amending R. S. '89, 86. Mo. p. 227, 21 Mr
- 1876 If no guardian for an idiot has been appointed by orphans' court of county, chancellor of state may appoint one. Amending '74 Revision p. 323. N. J. 101, 22 Mr
- 1877 Power of court to appoint special guardians of incompetent persons amended (C. C. P. §2342). N. Y. 350, 18 Ap
- 1878 Conservator of drunkard or spendthrift to be appointed; provisions relating to guardian and ward to apply where applicable. N. D. 65, 8 Mr
- 1879 Amending powers of guardians appointed to care for property of feeble-minded. Amending '95 ch. 220 §6. Pa. 90, 28 Ap
- 1880 Guardians of persons adjudged mentally incompetent; care of members of family dependent on such person for support. Amending Vt. S. §2760. Vt. 58, 17 N '98



- 1881 Guardian ad litem to be appointed for insane plaintiff, or defendant on application of friend in 30 days from service of summons in state or 60 days out of state, or on application of anyone thereafter. Wash. 91, 13 Mr

## Administration of justice

### Practice of law

(See also Attorney general, 2676; Prosecuting attorneys, 2083-97)

- 1882 Admission to bar. Board of examiners in law to be appointed by supreme court; fees. Amending '97 p. 85. Ga. p. 83, 19 D '98
- 1883 Submitting constitutional amendment authorizing legislature to prescribe qualifications for admission to bar. *Vote November 1900.* Ind. 259, 22 F
- 1884 General law regulating admission of attorneys. Me. 133, 17 Mr
- 1885 Board of six examiners created; appointed by supreme court. Vt. 157, 4 N '98
- 1886 Revision of law; state board of law examiners established. Wy. 28, 16 F
- 1887 Applications for admission to practise law to be made to *city court* [formerly to chancery, circuit or city court]. Amending '97 p. 1482. Ala. p. 61, 14 D '98
- 1888 Examinations for bar by circuit judge *and* [formerly or] two members of bar *in open court at regular or special term; certificate to be recorded.* Amending R. S. §979. Fla. 84, 2 Je
- 1889 *Any* [formerly any white male] citizen may be admitted to practise law. Amending R. S. '87 §3990. '97 p. 53 *reenacted to correct illegality in passage.* Id. p. 302, 18 F
- 1890 Admission to bar amended so as to exempt certain persons from rules of supreme court (R. S. '74 ch. 13 §1). Ill. p. 81, 21 F '99. *Unconstitutional*, because special legislation and because act of admitting to the bar is a judicial one and can not be exercised by legislature. In re Day, 54 N. E. 646.
- 1891 Sex no bar to practice of law. Me. 98, 16 Mr
- 1892 Graduates of any law school of good standing in state who have taken three years course may take examination without study in attorney's office. Amending G. S. §6178. Minn. 60, 18 Mr
- 1893 Enlarging the number of law schools, graduates of which are admitted without examination. Amending '97 p. 38. Mo. p. 43, 12 Ap
- 1894 Minor amendments to '97 ch. 7 §4, 11 relating to the practice of law. Neb. 5, 22 Mr

- 1895 Any citizen of the *state* [formerly United States] possessing necessary qualifications entitled to admission as attorney in all courts. Amending '93 ch. 3. Nev. 16, 28 F
- 1896 Oath or affirmation to be filed by persons heretofore admitted to practise law amended; official register of attorneys and counselors at law to be printed. Amending '98 ch. 165 §1, 4, 5. N. Y. 225, 3 Ap
- 1897 **Miscellaneous.** Attorneys may be removed or suspended from practice for habitual intemperance. Amending R. S. '87 §4002. '97 p. 55 reenacted to correct illegality in passage. Id. p. 302, 18 F
- 1898 Revocation of attorney's license constitutes forfeiture of office as attorney. Amending R. C. '95 §432. N. D. 105, 15 F
- 1899 Supreme court only may suspend an attorney, or revoke his license. Amending Ann. S. '99 §731, 732. S. D. 49, 6 Mr
- 1900 Attorney's lien upon client's cause of action amended; court may enforce lien. C. C. P. §66. N. Y. 61, 9 Mr
- 1901 Plaintiff's attorney has lien on right of action from time of filing suit or date of employment, if record shows such employment. Tenn. 243, 13 Ap
- 1902 Unless pardoned by governor or president, a man who has been convicted of an infamous crime not to practise as attorney. Repealing C. L. '97 §3777. N. M. 35, 11 Mr
- 1903 Unlawful for one not admitted to practice of law to advertise himself as lawyer. Pa. 95, 28 Ap

## Courts

(Procedure even though peculiar to special courts is given according to its subject matter in civil and criminal procedure. The names and general organizations of courts vary greatly in different states. Courts are here grouped according to actual jurisdiction. The precise names of the courts are preserved in entries and subordinate headings)

- 1904 **General.** (Provisions applying to two or more kinds of courts) Creating office of supernumerary judge; elected for term of six years to hold circuit or chancery courts when judges or chancellors fail to attend. Ala. p. 236, 20 F
- 1905 Submitting constitutional amendment reorganizing judicial department, establishing three district courts of appeal, with final jurisdiction in certain cases except when conflicting with former decisions. 6p. *Vote November 1900.* Cal. j. r. 37, 18 Mr
- 1906 Providing for payment of incidental expenses of court of general sessions, superior court and court of chancery. Amending '91, 254. Del. 298, 9 Mr
- 1907 Expenses to be paid district judges and supreme court justices amended (R. S. '87 §6146-50). '93 p. 66 reenacted to correct illegality in passage. Id. p. 181, 9 F

- 1908 City judges may interchange with each other and with circuit, superior, county and probate judges. Amending R. S. '97 ch. 37 §245. Ill. p. 130, 21 Ap
- 1909 Justice of supreme or superior court after 10 years consecutive service in either or both courts may retire at 70 years on three-fourths pay; or if incapacitated, at 60 years, after 15 years service, on approval of governor and council. Mass. 310, 28 Ap
- 1910 Submitting constitutional amendment: judges of supreme and district courts and chancellor of chancery court to be *elected* [formerly appointed by governor with consent of senate]; term of supreme court judges *eight* [formerly nine] years. Submitted November 1899 but vote has not been canvassed. Miss. 83, 29 Ja '98
- 1911 Fixing time of holding supreme and district courts. N. M. 4, 4 F
- 1912 Vacancies in supreme or superior courts to be filled for unexpired term at next general election. N. C. 613, 7 Mr
- 1913 Term of court to be extended into next term when necessary to to dispose of case on trial by court or jury. Tenn. 40, 1 Ap

#### Supreme courts.<sup>a</sup> Appellate courts

- 1914 Organization. New supreme court commission to succeed present; term two years. Cal. 14, 17 F
- 1915 Supreme court may fix terms of its sessions; salaries of officers and employees of court. '90-91 p.11; '93 p.63 reenacted to correct illegality in passage. Id. p. 6, 2 F
- 1916 Submitting constitutional amendment fixing number of supreme court judges at not less than *five nor more than 11* [formerly three to five]. Vote November 1900. Ind. 260, 28 F
- 1917 Submitting constitutional amendment: supreme court to consist of *seven* [formerly three] justices; not all cases to be heard by whole court, but in that case concurrence of four justices necessary. Vote 1900. Kan. 314, 4 Mr
- 1918 Each supreme court justice may spend \$1000 [formerly \$800] for clerical help; appropriation \$5000 [formerly \$4000]. Amending C. L. §233, 235. Mich. 271, 23 Je
- 1919 Submitting constitutional amendment permitting remaining justices, in case any justice is disqualified, to call on district judges to assist in particular case. Mont. p. 57, '97. Unconstitutional. Not entered in full on journals of legislature before submission to people. Durfee v. Harper, 56 P. 582.

<sup>a</sup>Including only those highest in stat and of whatever name — thus having "court of appeals" of New York but not its "supreme court." In New York, New Jersey and elsewhere the "supreme court" is a district court and is classed below. The court of appeals in New York, New Jersey, Kentucky and Maryland is the highest court, but in Colorado, Kansas, Missouri and Texas it is subordinate to the supreme court.

- 1920 Submitting constitutional amendment providing that district judges may be called on to act in a cause in place of such supreme court justices as are disqualified to act. *Vote November 1900.* Mon. p. 152, 7 Mr
- 1921 Supreme court judges to receive personal expenses in addition to salary. N. H. 67, 10 Mr
- 1922 Fixing compensation of special judges of court of errors and appeals. Amending R. S. 1874 p. 118. N. J. 125, 23 Mr
- 1923 Submitting constitutional amendment: when majority of judges of court of appeals certify to necessity, governor to designate four justices of the supreme court to serve temporarily as associate judges; no more than seven judges to sit in any case. *Adopted November 1899.* N. Y. 'p. 1603, 25 Ap
- 1924 Submitting constitutional amendment increasing judges of supreme court to *five* [formerly three]. *Vote June 1900.* Or. p. 143, 18 F
- 1925 Clerk. Clerk to appoint chief deputy; salary \$2400. Amending P. C. §751, 756. Cal. 103-4, 20 Mr
- 1926 Record of every original cause in supreme court to be made by clerk, *unless both parties agree that none shall be made.* Amending C. S. '97 §6197. Neb. 86, 24 Mr
- 1927 Clerk and deputies to be paid *salary* [formerly fees]; fixing fees to be paid by litigants. Repealing Ann. L. '87 §3338; '89 p. 4 §2. Or. p. 167, 18 F
- 1928 Repealing certain acts relating to fees of clerks. Pa. 27, 4 Ap
- 1929 Reporter. Salary of supreme court reporter \$3000 [formerly \$2000]. Minn. 270, 18 Ap
- 1930 Office of reporter abolished; justices of the court to report cases. Repealing certain sections of P. C. '95 ch. 6 art. 2. Mon. p. 72, 10 Mr
- 1931 Salary of reporter \$1500 [formerly \$300]; no extra compensation for stenographers or proof readers. Repealing '97, 138. N. D. 154, 28 F
- 1932 Additional help for reporter authorized; expense \$1000. Wis. 328, 3 My
- 1933 Other employees. Each judge of supreme court allowed a private secretary; salary, \$2000. Amending R. S. '97 ch. 37 §17a; '95 p. 148. Ill. p. 138, 17 Ap
- 1934 Supreme court may appoint necessary clerical assistants for justices. Or. p. 4, 6 F
- 1935 Terms. Term of supreme court to begin second *Monday* [formerly Tuesday] in November. Amending Code '96 §3828. Ala. p. 46, 21 F

- 1936 Session to be held *in Fargo in March, in Grand Forks in September, in Bismarck in April and October*; all appeals, motions and hearings except for admission to bar to be heard at Bismarck unless written notice be filed 20 days before term.  
N. D. 153, 5 Mr
- 1937 Court to convene on second Mondays of *February* [formerly January] May and *October* [formerly September]. Amending R. S. '98 §658.  
U. 77, 20 Mr
- 1938 Time of holding supreme court.  
Vt. 36, 31 O '98
- 1939 Reports. Reducing price of supreme court reports from \$2 to \$1.50 a volume. Amending Code §3635.  
N. C. 37, 26 Ja
- 1940 Amending distribution of reports (Code §3635).  
N. C. 667, 8 Mr
- 1941 Amending Ann. S. '99 §628, 630, 632 relating to contract for printing reports.  
S. D. 122, 6 Mr
- 1942 Appellate courts. Jurisdiction of court of appeals amended ('91 p. 118 §4, 15).  
Col. 92, 24 Mr
- 1943 Fixing time and place of holding appellate courts. Amending '81 p. 64; see R. S. '97 ch. 37 §19.  
Ill. p. 128, 22 Ap
- 1944 Existence of appellate court extended to *Mar 1, 1903* [formerly Jan. 1, 1900]; elections. Amending '97 ch. 9.  
Ind. 22, 7 F
- 1945 Authorizing any division of court of appeals to transfer to any other division of same department such cases as will accelerate early hearing of all cases.  
Kan. 120, 2 Mr
- 1946 Submitting constitutional amendment creating intermediate court between circuit and supreme court to have such jurisdiction as law may prescribe. *Rejected by the people April 1899.*  
Mich. j. r. 6
- 1947 Clerk of appellate court to preserve at least one copy of abstracts and briefs [formerly and bind them annually with an index]. Amending R. S. '89 §2253.  
Mo. p. 109, 3 Je
- 1948 Submitting constitutional amendment providing that governor may designate additional justices to serve in appellate division of supreme court if their necessity is certified to by presiding justice of any division. *Adopted November 1899.*  
N. Y. p. 1599, 12 Ap
- 1949 Expense of printing calendars for terms of appellate division of supreme court to be a charge on *state* [formerly county]. Amending C. C. P. §20.  
N. Y. 523, 5 My
- Circuit courts**
- 1950 Jurisdiction. Practice. Terms. Dividing state into judicial circuits and chancery districts and fixing times of holding courts.  
Tenn. 427, 22 Ap

- 1951 Before salary is allowed, circuit judge must swear that no case remains undecided 90 days after submission, exclusive of time actually disabled by sickness. **Wis. 107, 30 Mr**
- 1952 Judges. Circuit judge reduced to half pay while his place is filled by special judge. *Ala. Code §930, '96. Unconstitutional. Violates provision forbidding diminution of judges' salaries during term of office. White v. State, 26 So. 343.*
- 1953 Submitting constitutional amendment permitting legislature to provide additional circuit judges in St Clair county. *Adopted by the people April 1899.* **Mich. j. r. 3, 7 Mr**
- 1954 Officers. Clerks. Each circuit judge assigned to duty in any branch or district of appellate court allowed one clerk. **Ill. p. 128, 17 Ap**
- 1955 Revising and reclassifying fees of circuit court clerks. Amending R. S. '97 ch. 53 §14. **Ill. p. 217, 24 Ap**
- 1956 Duties of circuit court reporters amended ('89 p. 142). **Or. p. 230, 22 F**

## District courts

- 1957 Jurisdiction. Terms. Fixing judicial districts and times of holding district courts. **Ari. 11, 24 F**
- 1958 Terms of district courts amended (C. C. P. '87 ch. 3 t. 1). '90-91 p. 4 reenacted to correct illegality in passage. **Id. p. 3, 2 F**
- 1959 May hold adjourned or special terms outside county seats. Amending '97, 361. **Minn. 233, 20 Mr**
- 1960 Amending several sections of '98, 228 concerning district courts. **N. J. 211, 24 Mr**
- 1961 Repealing '97 ch. 27 §6 allowing adjournment of any term on request of county commissioners. **Wy. 75, 21 F**
- 1962 Judges. Salary of judge in counties of 100,000, \$5000 [formerly \$3500]. **Minn. 134, 7 Ap**
- 1963 Amending '97 ch. 66 §4 apportioning county taxes for district judges' salary fund. **Nev. 98, 16 Mr**
- 1964 Officers. Amending C. S. '97 §3089 relating to fees of clerk of district court; if the fees exceed a certain amount, graded by population, such excess to be paid into county treasury. **Neb. 31, 3 Ap**
- 1965 In appeals, clerk of district court shall, on payment of his fees, send transcript of records to supreme court. **N. M. 80, 16 Mr**
- 1966 General act fixing salary of clerk of district court, providing for deputies whenever commissioners deem necessary and fixing court fees. Repealing R. C. '95 §2061-67. **N. D. 64, 8 Mr**
- 1967 Compensation of triers in district court \$5 to \$10 a day, to be fixed-by court. **Minn. 26, 18 Mr**

- 1968 Repealing '72, '72 authorizing district judges to appoint court commissioners. Nev. 105, 20 Mr
- 1969 Same person can not act as district court commissioner and clerk of court; commissioner not to act as attorney in case before himself; clerk not to act as attorney in court of which he is clerk. Wy. 53, 18 F
- 1970 Duties and compensation of stenographic reporters of district courts amended ('89 p. 25). '90-91 p. 233; '95 p. 69 reenacted to correct illegality in passage. Id. p. 163, 9 F
- 1971 Judges in districts containing no cities over 50,000 may each appoint one court reporter; salary \$800 to \$1500. Minn. 141, 11 Ap
- 1972 Generally amending R. S. '98 §721-28 relating to stenographers for district courts. U. 72, 9 Mr

## Other intermediate courts

- 1973 Superior court. Submitting constitutional amendment making entire [formerly half] salaries of judges of superior court payable by state and authorizing each judge to appoint court stenographer. Vote November 1900. Cal. j. r. 36, 18 Mr
- 1974 To appoint clerks and assistant clerks for the court; term; salary; fees to be turned over to state; bonds. Ct. 214, 20 Je
- 1975 Submitting constitutional amendment for election of judges of superior court by people [formerly general assembly]. Adopted 1898. Ga. p. 16, 21 D '97
- 1976 Jurisdiction amended; other amendment to '95, 128 relating to superior court. Pa. 144, 5 My
- 1977 Supreme court. Submitting constitutional amendment providing that Baltimore may increase salary of judges of supreme bench of Baltimore. Rejected November 1899. Md. 193, 9 Ap '98
- 1978 Referring to next legislature constitutional amendment providing for election of three additional justices of supreme court in second judicial district. N. Y. p. 1599, 5 Ap
- 1979 Chancery court. Authorizing the holding of adjourned terms of chancery courts. Ala. p. 84, 3 F
- 1980 County courts. County judges may interchange with each other and perform each others duties. Col. 91, 1 Mr
- 1981 During disability of county or probate judge the clerk of court shall designate county or probate judge to hold court. Amending R. S. '97 ch. 37 §239a. Ill. p. 130, 24 Ap
- 1982 A railroad corporation any portion of whose road is within a county, is subject to jurisdiction of court of that county. Amending C. C. P. §34. N. Y. 320, 17 Ap

- 1983 Salary of special deputy clerks appointed by county clerks in counties of 130,000 amended (C. C. P. §89). N. Y. 604, 16 My
- 1984 Salary of judges of courts of increased jurisdiction in counties of less than 18,000, \$1000 [formerly \$2000] a year. Amending R. C. '95 §6615. N. D. 62, 8 Mr
- 1985 Fixing salary of county judge according to *assessed valuation* [formerly population]. N. D. 68, 6 Mr
- 1986 County commissioners to fix number and compensation of deputies or clerks in county judge's office. Amending R. C. '95 §2069. N. D. 69, 7 Mr
- 1987 Clerks in counties of 90,000 may appoint one additional deputy; salary \$1200. Amending '97, 124. Tenn. 202, 5 Ap
- 1988 Time of holding county courts. Vt. 36, 31 O '98
- 1989 When vacancy occurs in office of county judge, election shall be held on first Tuesday of April next following; governor's appointee to hold *till first Monday of June* [formerly during residue of term]. Amending R. S. '98 §94s, 2441. Wis. 7, 3 Mr
- 1990 Expenses of county judge holding court out of his county to be paid by county where he holds court. Amending R. S. '98 §2450. Wis. 49, 23 Mr
- 1991 County court deemed open *always* [formerly when previous notice to interested persons not required]. Amending R. S. '98 §2449. Wis. 160, 12 Ap

## Justice of the peace

- 1992 General jurisdiction. Justice has criminal jurisdiction in case punishable by not over \$500 [formerly \$100] or *six* [formerly three] months. Fla. 68, 11 My
- 1993 Justices outside of city wherein is a city court not to have jurisdiction over cases in which defendant lives in such city. Amending G. S. '97 ch.103 §19. Kan. 93, 4 Mr
- 1994 Jurisdiction amended ('94, 338); may try cases of petit larceny. Md. 128, '96. *Unconstitutional* as to cases of petit larceny; deprives the accused of jury trial. Danner v. State, 42 A. 965.
- 1995 Every justice shall have jurisdiction in all cases where the defendant or garnishee is an insurance company not incorporated by or organized in this state. Amending R. S. '89 §6125. Mo. p. 269, 17 My
- 1996 Justices not to hold court in a *room* [formerly building] in which liquors are sold. Amending C. C. P. §2868. N. Y. 105, 21 Mr
- 1997 Justice may have his office and transact business on fair grounds in his county during fair. Pa. 23, 3 Ap
- 1998 Civil jurisdiction of justices' courts slightly amended (R. S. '98 §688). U. 13, 3 Mr



- 1999 **Appointment.** Justices elected first Saturday in *December* [formerly January]. Amending Code '95 §101. **Ga.** p. 42, 7 D '98
- 2000 Number of justices not to exceed *two* [formerly three] for each township and *one* [formerly two] additional for each incorporated town; not more than five in cities of 100,000; county commissioners to designate places of holding office in such cities. Amending R. S. '94 §1485. **Ind.** 56, 22 F
- 2001 Providing for *two* [formerly three] justices in cities of 25,000 to 100,000 [formerly 80,000]. Amending C.S.'97 §2908. **Neb.** 25, 4 Ap
- 2002 Appointment of magistrates slightly amended ('97 ch.297 §8). **S. C.** 11, 3 Mr
- 2003 Increasing the number of justices in counties of 20,000. **S. D.** 107, 4 F
- 2004 Justice to give *one* bond for *entire term* [formerly renewed biennially]. Amending '71, 87. **Tenn.** 29, 27 Mr
- 2005 **Fees. Salary. Miscellaneous.** Justices to collect docket fee in every case, to be paid over to township treasury. Amending R. S. '94 §1641. **Ind.** 57, 22 F
- 2006 Township trustee to collect docket fees from justices quarterly and in cities of 100,000 to pay justices' salaries quarterly. Amending R. S. '94 §8072. **Ind.** 71, 22 F
- 2007 Removing limitation of fees of justices. Repealing '97 ch.15 §45. **Okla.** 14, 23 F
- 2008 Regulating fees of justices in vagrancy cases. **Pa.** 73, 28 Ap
- 2009 Justices to surrender certain papers etc. to successors in office; *penalty*. Amending R.S.'87 pt 3 t.12 ch.11, **Id.** p.401, 6 Mr
- 2010 Justice's docket, three years after last judgment rendered, to be deposited with clerk of circuit court, who is authorized to issue execution where none already issued. Amending R.S.'94 §1495. **Ind.** 55, 22 F
- 2011 County courts may provide blank dockets to justices whose jurisdiction lies in townships of less than 10,000. Amending R.S.'89 ch.94 art.3. **Mo.** p. 270, 1 My
- 2012 Justices' civil docket book to be furnished by town. Amending C. C. P. §3140. **N. Y.** 221, 1 Ap
- Municipal and police courts.** (Includes provisions relating to justices of the peace in municipalities)
- 2013 **Municipal and city courts.** Magistrates to be allowed *20c* [formerly 30c] a folio for taking testimony in preliminary examinations in certain cases. Amending R. S. '87 §7525. **Id.** p. 433, 13 Mr
- 2014 Municipal and police courts have no civil jurisdiction unless defendant resides in county. **Me.** 66, 11 Mr

- 2015 Municipal and police courts and trial justices have jurisdiction in cases for defrauding innkeepers not over \$20. Amending '95 ch. 119 §2. Me. 88, 16 Mr
- 2016 Term of municipal judge *four* [formerly three] years. Amending '95, 229. Minn. 127, 3 Ap
- 2017 In all cities having municipal courts special judges shall be elected to act at request of regular judge, or mayor in case of sickness or absences; costs revised. Amending '95, 229. Minn. 271, 18 Ap
- 2018 When village municipal judge is disqualified, council shall appoint attorney agreed on by all parties; otherwise judge shall appoint. Amending '97, 237. Minn. 289, 19 Ap
- 2019 One district court to be established in each city of from 20,000 [formerly 15,000] to 100,000 *and in those of less than 20,000 adopting act within three months*. Amending '77, 150. N. J. 4, '98. *Unconstitutional* as to cities of less than 20,000 adopting act within three months; not a proper basis of classification. De Hart v. Atlantic City, 43 A. 742.
- 2020 District courts may be established, by vote, in cities of less than 20,000; salaries of judges and clerks in such cities to be fixed by city council. Amending '98 ch. 228 §1, 6, 8. N. J. 91, 22 Mr
- 2021 Regulating fees of magistrates and aldermen in vagrancy cases. Pa. 73, 28 Ap
- 2022 Corporation courts created for all cities, towns and villages; jurisdiction in criminal cases under ordinances, and concurrent jurisdiction with justices in state cases punishable by fine of \$200 or less. Tex. 33, 22 Mr
- 2023 Common council in cities under 150,000 having no police court may fix fees of officers and magistrates in prosecuting violations of ordinances. Amending R.S.'98 §925 subdiv.62. Wis. 84, 30 Mr
- 2024 Police courts. Providing for police judge for cities of metropolitan class over 80,000. Amending C. S. '97 §2908. Neb. 24, 4 Ap
- 2025 Cities over 20,000 and precincts partly within and without to elect two justices, attorneys admitted to supreme court, and one constable; mayor to appoint one of the two as police justice, process to run through state. Wash. 85, 13 Mr
- 2026 Justices. *Miscellaneous*. One justice for each city or town of 10,000 to 30,000 [formerly 15,000 to 34,000]; two for each city or town of *over 30,000* [formerly 34,000 to 100,000]; salary \$2000; jurisdiction in violations of ordinances. Amending C.C.P. §103. Cal. 73, 10 Mr

- 2027 Salary of justices in cities of 100,000, \$2000 [formerly fees].  
Amending R. S. '94 §1641. Ind. 57, 22 F
- 2028 Justices in townships having cities of 35,000 to 60,000; salary \$1000. Ind. 222, 6 Mr
- 2029 Justices in certain cities of 15,000 to 35,000 to receive salary [formerly fees]. Amending R. S. '89 §5005. Mo. p. 215, 15 My
- 2030 In cities of 300,000 when the business of justice court exceeds 2200 [formerly 2000] cases annually, there shall be established two justice courts [formerly the clerk appointed a deputy clerk].  
Amending '91 p.175; '97 p.142. Mo. p. 268, 29 Ap
- 2031 Creating office of clerk in justices' courts in cities of 50,000; appointment; duties. Or. p. 73, 17 F

### Court officers

(For specific duties consult index)

- 2032 Fees. Clerks, masters in chancery and other officers not to be required to account for fees collected for preparing pension papers. Amending '97, 124. Tex. 165, 7 Ap
- 2033 Peace officers—general. Deputies, marshals, constables and other peace officers to be citizens of state. '90-91 p. 15 reenacted to correct illegality in passage. Id. p. 9, 2 F
- 2034 Amending '98, 497 relating to appointment of peace officers with jurisdiction within industrial communities of over 100.  
S. C. 45, 15 F
- 2035 Verbal correction in R. S. '98 §888 relative to peace officers of villages. Wis. 351, 4 My
- 2036 Fees of sheriffs, marshals and other officers in criminal cases amended (R.S.'98 §4900). Mo. p.211, 24 My
- 2037 Fees of constable or sheriff for arrest of person under bond to appear. Vt. 43, 19 N '98
- 2038 Sheriff and constables may be paid for pursuing escaped prisoner charged with any criminal offense [formerly felony]. Amending R. S. '98 §731, 843. Wis. 351, 4 My
- 2039 Sheriffs. Fees for removing prisoners amended (Code '96 §4565); duty as to obtaining and indorsing a removal order.  
Ala. p. 57, 15 F
- 2040 Judge of county court may approve sheriff's bond in vacation. Amending Digest '94 §6500. Ark. 44, 9 Mr
- 2041 Appointment of deputy sheriff to be approved by county court or judge in vacation. Amending Digest '94 §7156.  
Ark. 171, 8 My
- 2042 Fixing fee for sale of property under execution to plaintiff. Amending '93, 87. Ari. 57, 16 Mr

- 2043 Amending number of deputy sheriffs in counties ('95, 140).  
Ct. 2, 15 Mr
- 2044 Amending R. S. '93' ch.24 §9, 10 relating to sheriff's bond.  
Del. 202, 16 F
- 2045 Sheriff's fees increased to cover cost of United States revenue stamps required on land titles. Amending Code '95 §5401.  
Ga. p. 58, 21 D '98
- 2046 Fee for summoning witness in criminal case 50c. Amending Code '95 v. 3 §1107.  
Ga. p. 62, 21 D '98
- 2047 Slightly amending R. S. ch.80 §2 as to filing sheriff's bond.  
Me. 72, 15 Mr
- 2048 Sheriffs not to appoint nonresident deputies. Mo. p. 167, 29 Ap
- 2049 Amending fees for transporting prisoners ('98 §92, 237).  
N. J. 79, 22 Mr
- 2050 Amending compensation of sheriffs ('97 ch.60 §10).  
N. M. 5, 4 F
- 2051 Repealing C. L. '97 §739 prohibiting sheriffs from succeeding themselves in office.  
N. M. 43, 15 Mr
- 2052 Amending duties of sheriffs (Code §2079). N. C. 25, 31 Ja
- 2053 Fees and commissions amended slightly (R. S. '98 §974)  
U. 18, 6 Mr
- 2054 Duties of sheriff amended (R.S.'98 §599). U. 49, 9 Mr
- 2055 **Balliffs.** In counties having criminal or superior courts, judge of each court may appoint one bailiff and fix salary, not to exceed \$75 a month.  
Ind. 83, 24 F
- 2056 Judge of criminal, circuit or superior court may appoint bailiff at \$2 a day.  
Ind. 112, 28 F
- 2057 Supreme court bailiff [formerly sheriff of Ormsby county] to be appointed by judges; salary \$150 [formerly \$5 a day].  
Nev. 41, 6 Mr
- 2058 Amending appointment, duties and salary of sergeant-at-arms in court of common pleas etc. ('89, 46). N. J. 203, 24 Mr
- 2059 Salary of supreme court bailiff \$300 [formerly \$3 a day]. Amending '90-91, 50.  
Wy. 32, 16 F
- 2060 **Constables.** Constable's fees: for serving criminal warrant, \$1; for taking prisoner to jail, \$1; mileage over seven miles, 5c a mile.  
Ark. 190, 8 My
- 2061 Office of constable is vacant if person elected fails to file bond.  
Ct. 133, 31 My
- 2062 Constables elected first Saturday in *December* [formerly January]. Amending Code '95 §105.  
Ga. p. 43, 22 D '98
- 2063 Constables in certain cities of 15,000 to 35,000 to receive *salary* [formerly fees]. Amending R. S. '89 §4997. Mo. p. 214, 15 My

- 2064 Appointment of deputy constables in cities of 300,000 amended ('91 p.175). Mo. p.269, 29 Ap
- 2065 *In a township where there is no duly elected constable* a justice of the peace may, on request, appoint special constables. Amending C. C. P.'95 §1688. Mon. p. 138, 28 F
- 2066 Providing for *two* [formerly three] constables in cities of 25,000 to 100,000 [formerly 80,000]. Amending C.S.'97 §2908. Neb. 25, 4 Ap
- 2067 Constables attending prisoners under examination before justice of the peace to be allowed fee of 50c. Amending '98, 237. N. J. 22, 13 Mr
- 2068 Fixing number of constables in each township, term of office and oath. Amending R. S. '46 p.850; repealing '84, 130; '80, 196; '84, 18. N. J. 172, 24 Mr
- 2069 Regulating constables' fees. Pa. 1, 17 F
- 2070 Fees for making returns to court and for attending elections, to be paid by counties. Pa. 2v, 6 Ap
- 2071 County commissioners may deduct from salary of constable certain amounts paid other persons for services usually performed by constable. S. C. 6, 15 F
- 2072 Clerks of courts. Fee for writ of review 5c [formerly 40c]. Amending P. S. ch.199 §4. Mass. 91, 17 F
- 2073 Minor amendment to '98, 238 as to extra clerks for clerks of courts. Mass. 350, 9 My
- 2074 Blanks of sheriffs, constables and justices of the peace [formerly clerks of district and supreme courts also] to be prepared at their expense. Amending C. L. '97 §1027. N. M. 45, 15 Mr
- 2075 Regulating fees of clerks for recording papers; fees in criminal cases abolished and salaries fixed; certain counties excepted. S. C. 30, 3 Mr
- 2076 Stenographers. Judge of certain minor courts may call in stenographer when necessary; compensation. Ct. 160, 9 Je.
- 2077 Revision of law concerning shorthand court reporters. Ind. 169, 3 Mr
- 2078 Amending law relative to appointment of stenographer for grand jury ('85, 348; '94, 82; '95, 661; '97, 25; '99, 45). N. Y. 516, 4 My
- 2079 Amending compensation of court stenographers ('95 ch.48 §2). Okl. 31, 10 Mr
- 2080 Each court of civil appeals *may* [formerly shall] employ stenographer *who shall also be a typewriter*; salary \$600 [formerly \$1200] bond \$2000 [formerly \$5000]. Amending R.S.'95 art.1012. Tex. 78, 17 Ap
- 2081 Interpreters. City and police courts may, in criminal actions, employ interpreter; compensation. Ct. 33, 30 Mr

- 2082 An interpreter of Polish and Russian languages may, in counties of 150,000, be appointed to serve certain courts.  
N. J. 159, 24 Mr
- 2083 County attorney. Qualifications, powers and duties. *Reenacting with minor amendment, '90-91 p.46, unconstitutional on account of illegality in passage.*  
Id. p. 24, 2 F
- 2084 County attorney allowed \$1200 for clerk hire in counties of 100,000 to 185,000.  
Minn. 81, 22 Mr
- 2085 County attorneys in counties under 28,000 whose salary is fixed by law at \$700 or less may be granted \$300 additional.  
Minn. 131, 5 Ap
- 2086 Four assistant county attorneys in counties of 200,000; salaries \$100 to \$200 a month.  
Minn. 209, 13 Ap
- 2087 Prosecutor to pay cost in certain proceedings before justices in misdemeanors. Amending R.S.'89 §4358.  
Mo. p.174, 9 My
- 2088 Duty of county prosecuting attorney amended (R. S. '89 §4361).  
Mo. p. 175, 29 My
- 2089 Amending P. C. '95 §4450 relating to duties of county attorney.  
Mon. p. 76, 20 F
- 2090 Amending C. S. '97 §603, 606 relating to duties and salary of county attorneys.  
Neb. 6, 22 Mr
- 2091 State's attorney. Salary of attorney based on *assessed valuation* [formerly population]; assistant allowed, salary fixed by commissioners. Amending R. C. '96 §2058.  
N. D. 149, 6 Mr
- 2092 District attorney. Term to be *four* [formerly two] years; salary amended. Ann. L. '87 §2301, 2304.  
Or. p. 184, 18 F
- 2093 To prosecute criminal cases removed to inferior federal courts; to cooperate in all suits in which attorney general is required to appear.  
Tenn. 271, 22 Ap
- 2094 Prosecutor *shall* [formerly may] be taxed costs of frivolous prosecution. Amending Code '96 §7611.  
Tenn. 367, 22 Ap
- 2095 Salary of assistant district attorney general in counties of 105,000, \$1800. Amending '97, 24.  
Tenn. 384, 22 Ap
- 2096 Office of district attorney created; elected for four years; qualifications; duties; salary.  
U. 56, 9 Mr
- 2097 Solicitors general. Submitting constitutional amendment for election of solicitors general *by people of whole state* [formerly general assembly]. *Adopted 1898.*  
Ga. p. 16, 21 D '97
- 2098 Notaries public. Term *four* [formerly two] years. Amending P. C. §793.  
Cal. 13, 16 F
- 2099 Women over 21 eligible.  
Fla. 81, 2 Je
- 2100 Notary public to append date of expiration of his commission to every certificate or other document signed by him.  
Ind. 58, 22 F

- 2101 Notary's fee for notice of nonpayment of note or nonacceptance of bill 25c [formerly 50c]. Amending G. S. §5557.  
Minn. 194, 13 Ap
- 2102 Commissioners of notaries may be signed by *secretary to the governor* [formerly governor's private secretary]. Amending '92 ch.681 §8. N. Y. 41, 6 Mr
- 2103 Governor to appoint not more than *five* [formerly four] notaries for each 1000 population in each county. Amending '93 ch.248 §81. N. Y. 357, 18 Ap
- 2104 Fees of notaries amended (G. L. ch.295 §18). R. I. 625, 3 Mr
- 2105 **Special commissioners.** Special commissioners to be notified of expiration of commission; may administer oaths; take acknowledgments of parties to arbitration or minor's nomination of guardian; misdemeanor to personate or act after commission expires. Mass. 178, 21 Mr
- 2106 **Coroners.** Justices of the peace to be coroners in their own townships. Nev. 10, 23 F
- 2107 *In counties having a city of 250,000* the coroner must summon jury; other amendments to Crim.P. §773, 777-78, 780-81 relating to coroners. N. Y. 404, 27 Ap
- 2108 Board of supervisors may decide that coroners shall receive salary instead of fees. Amending '92 ch.686 art.9. N. Y. 447, 27 Ap
- 2109 **Medical examiner.** New notice not required from medical examiner if dead body is not over 50 rods beyond limits of district of court notified; such court shall proceed with inquest. Mass. 207, 29 Mr
- 2110 **Inquests.** Fire inquests and inquests over dead body when undertaken by selectmen or mayor to be conducted by county state's attorney. Vt. 117, 15 N '98
- 2111 Per diem of justices for inquests on the dead and buildings burned \$3 *for first day*; \$2 *thereafter*. Vt. 134, 10 N '98
- 2112 Amending Okl.S. §1745 relating to inquests. Okl. 11 art.1, 21 F

### Civil procedure—general

(Including such provisions as apply to both civil and criminal cases)

- 2113 Superior court to make rules and orders giving effect to the practice act; secretary of state to print and distribute the rules. Ct. 5, 15 Mr
- 2114 Commission of five created to examine laws relating to practice and procedure in the courts of the state; report to governor in 1901 desirable amendments and additions.

Ill. j. r. p. 380, 15 Mr

- 2115 To remedy lack of repealing clause in certain acts amending code of civil procedure. Neb. 88, 28 Mr; 81, 30 Mr; 82, 30 Mr; 83, 30 Mr; 84, 30 Mr; 85, 28 Mr
- 2116 Amending rules relating to practice in supreme and district courts. N. M. 75, 16 Mr
- 2117 General law for regulation of practice and proceedings in justices' courts. Repealing Ann.L.'87 ch.3, 4, 5, 6, 8, 9; '93 p.38. Or. p. 109, 17 F

## Commencement of action

- 2118 "Common counts" of practice act may be used in the commencement of civil actions. Ct. 139, 31 My
- 2119 Law (G.S. §1376-77) governing commencement of actions in villages over 3000 extended to municipal courts in cities over 2000 where clerk issues summons. Minn. 143, 11 Ap
- 2120 Manner of commencing action in justices' court. Repealing R. S. '98 §3675-76. U. 42, 9 Mr
- 2121 Limitation. (See also Special actions, 2365) Person entitled to sue under any [formerly certain specified] laws under 21, insane or imprisoned out of state may sue in *three years* [formerly time specified by law] after removal of disability. Amending Digest '94 §4833. Ark. 123, 17 Ap
- 2122 Amending time within which suits may be brought on causes of action accrued or judgments or decrees rendered outside the state ('95, 106). Col. 113, 6 Ap
- 2123 No action maintainable on judgments of United States or state courts if cause accrued over 10 years before suit was brought and if debtor has been resident over 10 years. Amending G. S. §5135. Minn. 123, 3 Ap
- 2124 Action barred by laws of state or country in which it originated, to be barred in this state also. Amending R. S. '89 ch.103. Mo. p. 300, 24 My
- 2125 Amending C.C.P.'95 §516-17 relating to limitation of actions. Mon. p. 144, 20 F
- 2126 Amending limitation of action (C.L.'97 §2937-38). N. M. 63, 16 Mr
- 2127 Amending statutes of limitations as to married women (Code §148, 163). N. C. 78, 13 F
- 2128 Parties. When impracticable to bring all parties before court, one may sue or defend for all. Amending G. S. §5156. Minn. 4, 3 F
- 2129 Place of action. A person may be sued in county in which he resides, though he has contracted to perform the obligation in another county. Amending '93 ch.67 §1 ¶4. Ari. 20, 10 Mr



- 2130 Civil actions in courts of common pleas returnable without designating place of holding court. Ct. 83, 27 Ap
- 2131 Amending place of trial in civil actions (R.S.'87 §4123) '97 p.9 reenacted to correct illegality in passage Id. p. 292, 16 F
- 2132 When defendants residing in cities of 50,000 come within jurisdiction of justices' courts in other counties, action may be brought in such courts. Amending '97, 93. Minn. 321, 20 Ap
- 2133 Amending C. C. P. '95 §1480 relating to place of trials in actions in justices' courts. Mon. p. 143, 3 Mr
- 2134 Suits against territorial officers as such to be brought in county where their officers are situated, or at capital. N. M. 80, 16 Mr
- 2135 Minor amendments to Code §196-97 relating to place of holding trials. N. C. 104, 15 F; 504, 6, Mr
- 2136 Actions to be brought in justice court of precinct where one or more of defendants reside. Wash. 40, 7 Mr
- 2137 Complaint. In civil actions the clerk of court must indorse on complaint the year, month, day, *hour and minute* that it is filed. Amending R. S. '89 §4139. '95 p. 139 reenacted to correct illegality in passage. Id. p. 271, 14 F

#### Summons. Process generally

- 2138 Summons. Summons in justice's court *not* required to contain statement of cause of action. Amending C. C. P. §884. Cal. 84, 14 Mr
- 2139 Justice of peace may only on oath of plaintiff, issue forthwith writ of summons in cases of debt. Amending R.S.'93 ch. 99 §2. Del. 302, 9 Mr
- 2140 Fee for writ of attachment with summons or original summons with declaration \$1.57 [formerly 57c]. Amending R.S. ch.116 §31. Me. 87, 16 Mr
- 2141 Amending C. C. P. '95 §633 relating to issue of alias summons. Mon. p. 143, 17 F
- 2142 Plaintiff entitled to alias summons till service is made. Nev. 11, 23 F
- 2143 Form of summons in justice's court. Repealing R. S. '98 §3675-76. U. 42, 9 Mr
- 2144 Service of process—general, including summons. Sheriff may command *bona fide male citizens residents* [formerly male inhabitants] of his county to assist him in executing process. Amending R. S. '87 §7400. '93 p. 13 reenacted to correct illegality in passage. Id. p. 169, 7 F
- 2145 Law (G. S. §1376-77) governing service of summons in villages of 3000 extended to municipal courts in cities over 2000 where clerk issues summons. Minn. 143, 11 Ap

- 2146 Officer serving process to have right of action for his fees against person suing out process. N. H. 20, 1 Mr
- 2147 Mileage for serving process or subpoena in civil cases to be collected in advance. Or. p. 66, 17 F
- 2148 Justice of peace may depute any citizen to serve summons, if there be no acting constable or marshal. Amending R.S.'98 §3683. U. 70, 9 Mr
- 2149 Service of summons on a defendant outside the state or by publication amended (C.C.P. §438). N. Y. 301, 12 Ap
- 2150 Amending service of summons by publication; county judge may order; time of answer. Or. p. 5, 12 O '98
- 2151 Special defendants. Corporations. A resident of the state absent from *United States* [formerly the state] may execute a designation of another resident as a person on whom to serve summons. Amending C.C.P. §430. N. Y. 524, 5 My
- 2152 Service of summons on corporations amended slightly (R.S.'98 §2948). U. 51, 9 Mr
- 2153 Service of process against savings banks and trust companies in civil actions. Amending G. L. '88 §908. Ct. 134, 31 My
- 2154 Officer not disqualified for serving process for or against a savings institution by reason of being a corporator or officer thereof. Amending Vt.S. §1073. Vt. 39, 29 N '98
- 2155 In counties having no railroad station or ticket office process may be served on conductor. Amending C.L. §10,022. Mich. 260, 23 Je
- 2156 Foreign. Nonresidents. Amending service of summons on foreign corporations having no designated agent in state (R. S. '87 §4144). '97 p. 13 reenacted to correct illegality in passage. Id. p. 293, 16 F
- 2157 Summons for foreign corporation may be served on any [formerly any resident] agent thereof. Amending C. C. P. '93 §155. S. C. 26, 2 Mr
- 2158 Return of process. Process in civil actions brought to court of common pleas returnable on first Tuesday in any month except July and August; exceptions. Ct. 120, 17 My
- 2159 Summons issued by justice of peace in civil action not returnable before 9 a. m. nor after 5 p. m [formerly not before six nor after 20 days from date]. Amending '95, 55. Minn. 57, 13 Mr
- 2160 Punishment for disobeying subpoena of court of record \$250 [formerly \$20] or six months or both. Amending G. S. §5655. Minn. 207, 13 Ap
- 2161 Summons shall command defendant to appear before the justice not less than 10 nor more than 30 [formerly 74] days from date. Amending R.S.'89 §6145. Mo. p. 270, 23 Mr

- 2162 **Miscellaneous. Mesne process. Arrest.** Debtor arrested on mesne process may disclose in same manner as *one about to leave state* [formerly one arrested on execution]. Amending R.S. ch.113 §15. Me. 17, 21 F
- 2163 Repealing C.S.'97 §6438-43 relating to arrest before judgment on order issued by justice of the peace. Neb. 91, 7 Mr

**Trial. Pleadings**

- 2164 **Change of venue.** Petition for change of venue in civil suit may be resisted; defendant entitled to change if suit is brought out of county of plaintiff's residence or where wrong occurred, unless compelled in order to get service. Amending Digest '94 §7381. Ark. 116, 13 Ap
- 2165 Venue of suits between counties brought in county sued to be changed to adjoining county on motion of plaintiff. Ga. 88, 9 D '98
- 2166 Granting of petition for change of venue in vacation amended (R. S. '89 §2261). Mo.p. 110, 18 My
- 2167 Party applying for change of venue to pay costs *except when prejudice of inhabitants is alleged*. Amending R. S. '89 §2267. Mo. p. 111, 15 Mr
- 2168 Party in a civil cause before justice of peace may obtain change of venue by filing required affidavit *made either by himself or his agent or attorney*. Amending R. S. '89 §6240. Mo. p. 272
- 2169 If special proceedings be pending in county court and judge is disqualified, all farther proceedings may be held in court of adjoining county. Amending C. C. P. §52. N. Y. 378, 19 Ap
- 2170 Trial judge being taxpayer does not entitle either party to change of venue. Amending R. S. '98 §2623. Wis. 40, 23 Mr
- 2171 **Change of judge.** Causes *civil or criminal* may be transferred from justice of peace or county judge for prejudice. Amending R. S. §1615. Fla. 63, 29 My
- 2172 **Municipal judge in cases in which he is interested, would be incompetent as juror, or has been attorney before election,** may procure substitute. Amending '95, 229. Minn. 102, 29 Mr
- 2173 When party makes affidavit, supported by that of his attorney and another person, that judge is biased, another judge shall be called; party asking change shall pay expenses or give bond. N. D. 51, 1 Mr
- 2174 **Continuance. Postponement.** Continuance to be granted in any case in which party of counsel is member of legislature in actual attendance on session on first day of term. N. D. 47, 10 F
- 2175 Amending notice of order to stay proceedings (C.C.P.'93 §402). S. C. 22, 6 Mr

- 2176 **Pleadings. Motions.** Repealing '83, 219 overruling demurrer in certain cases. Del. 304, 30 Mr
- 2177 Judges of superior and city courts to decide all motions within 30 days in counties of less than 50,000, within 90 days in counties of over 50,000; failure or refusal ground for impeachment. Ga. p. 89, 9 D '98
- 2178 Repealing R.S.'94 §1331 authorizing supreme court to require written, but not printed, briefs. Ind. 151, 3 Mr
- 2179 Clerk of superior court to send to interested parties notices of judgment ordered on demurrers and agreed statements of fact; 30 days for appeal. Mass. 357, 10 My
- 2180 Defendant in action for debt shall plead in '15 [formerly 20] days after service of declaration; *sheriff shall notify plaintiff* of return of *capias ad respondendum*; plaintiff shall thereupon declare in 15 days [formerly by end of next term]. Amending '46, 97. Mich. 168, 23 Je
- 2181 In circuit court defendant may, at close of plaintiff's evidence, ask for verdict in his own favor or demur to evidence, without resting case absolutely; on denial of motion, shall have exception and may then introduce testimony and defend on merits without waiving exception. Mich. 182, 12 Ap
- 2182 Amending C. C. P. '95 §720, 722 relating to pleadings in civil actions. Mon. p. 142, 22 F
- 2183 Trial of civil actions amended as to motion to dismiss or for judgment '97 ch. 109. N. C. 131, 21 F
- 2184 *Either party* [formerly party serving notice of trial] may file note of issue and place action on calendar and bring issue to trial. Amending R. C. '95 §5422. N. D. 114, 2 Mr
- 2185 Amending G.L. ch. 240 §10 relating to bills and petitions before appellate division of supreme court not pleaded to in due time. R. I. 671, 24 My
- 2186 Demurrer in civil action may be heard on five days notice; frivolous answer or reply [formerly and demurrer] may be stricken out on five days notice. Amending R.S.'98 §2681. Wis. 217, 19 Ap
- 2187 **Equity causes.** Answer of defendant in equity responsive to discovery sought can be rebutted only by two witnesses *provided discovery is expressly prayed for in plaintiff's petition*. Amending Code '95 §3950. Ga. p. 53, 20 D '98
- 2188 **Miscellaneous procedure.** Before trial of issue of fact five days notice to adverse party must be proved. Amending C. C. P. §594. Cal. 6, 14 F
- 2189 Order of trial of civil causes in court of appeals amended (C.C.P. §791). N. Y. 355, 18 Ap

- 2190 Order of preference among civil causes amended (C. C. P. §791).  
N. Y. 585, 12 My
- 2191 Plaintiff in justice's court may discontinue as to one of several defendants on such terms as court directs.  
Mich. 199, 10 My
- 2192 Repealing R.S.'74 p.383 §90 relating to nonsuits and discontinuances before justice of the peace and cases appealed from him.  
N. J. 137, 24 Mr
- 2193 Relating to dismissal of civil action without order of court.  
Okl. 24 art.1, 24 F
- 2194 Repealing '21, 66 as to champerty and maintenance.  
Tenn. 173, 7 Ap

**Evidence. Witnesses**

- 2195 Competence. Forms. Trained nurse not required to testify against patient. Amending Digest '94 §2919.  
Ark. 31, 2 Mr
- 2196 Physician without consent of patient not to be examined in civil or criminal cases as to information professionally acquired.  
Arl. 65, 16 Mr
- 2197 A party to the record of any civil action may be examined at instance of adverse party: rules.  
Col. 95, 1 Mr
- 2198 Minor amendments to '79 p.161; R. S. '97 ch.51 §4 in regard to testimony against surviving partners or joint contractors.  
Ill. p. 216, 24 Ap
- 2199 Amending testimony of husband and wife against each other (P. S. '91 ch.224 §20).  
N. H. 41, 8 Mr
- 2200 When a party or witness dies or becomes insane after trial of an action, his testimony given at the former trial may be read in new trial or hearing *or in any subsequent trial or hearing of the same subject-matter between the same parties.* Amending C. C. P. §830.  
N. Y. 352, 18 Ap
- 2201 Wife may testify against her husband in certain cases.  
Pa. 40, 11 Ap
- 2202 Transcripts from stenographic notes taken in supreme court under authority to be admitted as evidence in certain cases. Amending G. L. ch.225.  
R. I. 670, 24 My
- 2203 Husband or wife may testify against the other in actions for alienation of affections of either, or for criminal conversation with or seduction of wife. Amending '97 ch.2 §1.  
Wy. 81, 21 F
- 2204 Books. Papers. Laws. Certified copies of judgments and decrees of circuit courts admissible as prima facie evidence.  
Fla. 62, 29 My

- 2205 Records of *foreign countries* admissible as evidence. Amending G. S. §5706. Minn. 150, 11 Ap
- 2206 Records and files of engineering department of municipalities to be *prima facie* evidence. Minn. 284, 19 Ap
- 2207 Certain instruments to be received in evidence without proof of execution unless the issue is raised by affidavit. Amending R. S. '89 §2186. Mo. p. 108, 5 My
- 2208 Certificate of United States census official as to population to be *prima facie* evidence; United States signal service observations of weather to be *prima facie* [formerly presumptive] evidence. Amending C. C. P. §944. N. Y. 99, 17 Mr
- 2209 Abstracts of titles admissible in evidence when certified to by licensed abstracter or county recorder. U. 36, 9 Mr
- 2210 State librarian's certified copy of foreign statutes and opinions *prima facie* evidence. Amending R.S.'98 §4136. Wis. 351, 4 My
- 2211 *Miscellaneous regulations.* Kissing Holy scriptures not necessary in taking an oath. N. J. 193, 24 Mr
- 2212 Witnesses need not kiss Gospels in taking oath. Amending C. C. P. §845. N. Y. 340, 17 Ap
- 2213 Minor amendments to Code §581, 582 relating to examination of witnesses before trial. N. C. 65, 8 F
- 2214 Testimony in criminal trials may be taken by stenographers if state and defendant consent. Amending R. C. '95 §7960. N. D. 174, 7 Mr
- 2215 *Attendance and fees of witnesses.* Witness not obliged to go out of his county unless *committing magistrate*, trial judge or of district or supreme court indorses subpoena. Amending R. C. '95 §8369. N. D. 175, 8 Mr
- 2216 Salaried state officials summoned at expense of state to give expert testimony to receive only ordinary witness fees. Vt. 49, 22 N '98
- 2217 *Depositions. Affidavits.* Commissioner named by applicant for deposition to notify one named by opposite party; same fees as clerk of circuit court, to be paid in first instance by applicant, ultimately by defeated party. Fla. 66, 29 My
- 2218 In *all counties* [formerly of 20,000] commissioner before whom depositions are taken *has power, on notice being given to adverse party, to require witness to produce books and writings; contempt.* Amending Code '95 §5315. Ga. p.56, 57, 20 D '98
- 2219 Clerk of superior court is *ex officio* commissioner to take depositions when court fails to appoint or in case of vacancy; all witnesses to be examined in county of residence, before commissioner of such county. Amending Code '95 §5316. Ga. p. 57, 20 D '98

- 2220 Manner of taking depositions and using them. Amending R.S.'87 §6059-70. '93 p.132 reenacted to correct illegality in passage. Id. p. 215, 10 F
- Minor amendment. Id. p. 373, 14 Mr
- 2221 Depositions may be taken in such manner as court directs; court to prescribe kind of notice and manner of service; may authorize to take depositions generally; in equity depositions may be taken without state as in actions at law; court may direct production of books and papers. Amending P. S. ch.169 §41, 66. Mass. 123, 4 Mr
- 2222 Amending the taking of testimony, books and papers of a witness in the state for use in a court without the state (C. C. P. §914-15, 919). N. Y. 502, 3 My
- 2223 Depositions may be taken in shorthand, reduced to manuscript or typewriting and signed by witness; form of certificate; litigant's stenographer may act on consent of other side. Tenn. 276, 22 Ap
- 2224 Reading and signing of depositions may be waived by stipulation; in all other cases, party examined may be compelled to attend to read and sign. Amending R. S. '98 §4096. Wis. 29, 17 Mr
- 2225 Provisions as to notice of taking depositions in state govern outside state. Amending R. S. '98 §4112. Wis. 351, 4 My
- Jury. Verdict** (*See also* Criminal procedure—Grand jury, 2493; Jury, 2515)
- 2226 General law relative to juries; qualifications; exemptions; jury list; drawing names; grand juries. Wy. 23, 15 F
- 2227 Jury commissioners to be appointed by district judge; selection of jurors; venire; regulations. N. M. 66, 16 Mr
- 2228 In trials before justices of the peace jury to consist of from six to three, on agreement. Col. 110, 8 Ap
- 2229 Amending cases to be tried by jury ('97, 118). Ct. 187, 15 Je
- 2230 Jury fees to be advanced by party demanding jury trial before district court; exception; speedy trial. N. M. 65, 16 Mr
- 2231 In civil cases, the parties, except those acting in fiduciary capacity, may dispense with trial by jury and submit case to decision of court. Pa. 35, '74. *Partly void*. In so far as it excepts those acting in fiduciary capacity it conflicts with constitution. *Lummis v. Big Sandy land and manufacturing co.* 188 Pa. St. 27.
- 2232 Special jury may be summoned in civil actions, additional cost to be taxed to losing party. Tenn. Code §5841, '96. *Partly void*. In so far as it taxes cost of jury to losing party it destroys the impartiality of the jury and is unconstitutional. *Gribble v. Wilson*, 49 S. W. 736.

- 2233 Case not to be submitted to jury on special issues unless one or all parties request it. Amending R. S. '95 art.1333.  
Tex. 111, 12 My
- 2234 Jury commissioners. Jury commissioners to be appointed by judges in every county of 250,000 [formerly 100,000]. Amending '97 p.243.  
Ill. p.266, 24 Ap
- 2235 One jury commissioner to be a resident of town or city in which terms of court are held. Amending Ann. S. '97 §1385.  
Ind. 195, 4 Mr
- 2236 Creating office of commissioner of jurors in Richmond and Queens and in all other counties except eight accepting this act.  
N. Y. 441, 26 Ap
- 2237 Drawing. Qualifications. Manner of drawing for trial of contests of wills amended (Code '96 §4289). Ala. p.54, 23 F
- 2238 Regulating drawing of jurors in circuit courts. Fla. 75, 1 Je
- 2239 Order for drawing of jury for district court amended as to time of filing order with clerk (R. S. '87 §3952). Id. p. 335, 7 F
- 2240 Amending G. S. '97 ch.94 §22 relating to drawing of jurors when not enough are present to form panel. Kan. 121, 4 Mr
- 2241 In counties of 200,000 district court judges to make jury lists.  
Minn. 151, 11 Ap
- 2242 Fixing method of drawing petit juries in counties of 200,000.  
Minn. 240, 17 Ap
- 2243 When juror is discharged as unfit for duty, expense to be paid to county by town or city from which such juror was selected; notice of drawing of jurors in city to be posted in city hall.  
N. H. 101, 11 Mr
- 2244 Regulations for making up of regular general panel of trial jurors in counties having special commissioner of juries.  
N. Y. 623, 18 My
- 2245 Amending time of drawing jurors (Code §1722). N. C. 729, 8 Mr
- 2246 Petit jurors to be selected by lot; court to examine them. Amending G.L. ch.227.  
B. I. 624, 3 Mr
- 2247 Manner of selecting jurors in counties not organized into civil townships. Amending Ann. S. '99 §708. S. D. 75, 24 Mr
- 2248 Minor amendments to R. S. '98 §2544c relating to drawing of struck juries.  
Wis. 351, 4 My
- 2249 Civil jury consists of six. Amending R. S. §2854.  
Fla. 56, 3 Je; 74, 3 Je
- 2250 Ability to read and write English a qualification for juror. Amending C. P. '91 §55.  
Wash. 24, 3 Mr
- 2251 Exempting. Licensed engineers of steam boilers exempt from jury duty. Amending C. C. P. §1061.  
N. Y. 205, 1 Ap
- 2252 Marine engineers, city treasurers and their assistants exempted from jury duty.  
S. C. 28, 1 Mr



- 2253 Verbal changes in law as to exemption from jury duty (Code '91 ch.56 §2). W. Va. 56, 25 F
- 2254 Impaneling. Challenge. Jurors civil or criminal may be orally examined on voir dire by either party. Fla. 57, 4 My
- 2255 Venire falling on legal holiday to be made returnable on next day. Minn. 12, 9 F
- 2256 Objections to jurors must be made before they are impaneled for or charged with the trial. S. C. 23, 27 F
- 2257 Amending grounds for challenging (Ann.S.'99 6247, 8628). S. D. 72, 23 F; 73, 23 F
- 2258 Changing time of day at which petit jurors in county courts shall be summoned to appear. Vt. 40, 15 N '98
- 2259 Verdicts. In civil actions three fourths of jury may render verdict. Col. 111, 22 Ap
- 2260 Unlawful to attempt to improperly influence juror; penalty. Ct. 68, 19 Ap
- 2261 Three fourths of trial jury may render verdict in civil actions. Amending R.S.'87 §3938. '90-91 p. 165 reenacted to correct *illegality in passage*. Id. p. 110, 6 F
- 2262 Submitting constitutional amendment: two thirds of jury in civil cases in courts not of record, and three fourths of jury in civil cases in courts of record may render verdict. *Vote November 1900*. Mo. p. 381
- 2263 Fees and mileage. Fee in forcible entry and detainer to be \$6 for each verdict; to be equally divided among jurors. Ga. p. 88, 7 D '98
- 2264 Juror's necessary traveling expenses in excess of mileage to be paid. Mass. 383, 23 My
- 2265 Coroner's certificate for juror's fees to be filed with county auditor and warrant issued. Minn. 299, 20 Ap
- 2266 Amending P. C. '95 §4646 relating to juror's fees. Mon. p. 94, 3 Mr
- 2267 County must, on order of court of record, furnish food, lodging and expenses of jury. Amending C. C. P. §31. N. Y. 67, 10 Mr
- 2268 Jurors must claim fees *on or before December 31 of succeeding year* [formerly within one year] or fees are forfeited to city or county. Amending '98 ch.124. N. Y. 150, 27 Mr
- 2269 Jurors to be paid every 30 days. Tenn. 7, 27 F

#### Appeals. Review

- 2270 New trial. Power of court to grant new trials and vacate judgments in actions for possession and damages amended ('95, 62). Col. 87, 22 Mr

- 2271 No judge to preside a second time at trial of same case after new trial has been granted. Ct. 128, 31 My
- 2272 Procedure in application for new trial in district courts slightly amended. Repealing R.S.'98 §3293, 3296. U. 59, 9 Mr
- 2273 Exceptions. When court adjourns within less than 30 days after making ruling complained of, exceptions pendente lite must be tendered within 60 days from date of ruling. Amending Code '95 §5541. Ga. p.59, 20 D '98
- 2274 Party excepting to ruling, order, decision or charge which has necessarily controlled judgment, decree or verdict need not move for new trial nor file brief of evidence; bill of exceptions may contain only enough to enable supreme court to understand ruling complained of. Ga. p.92, 20 D '98
- 2275 In appeal or error to supreme court, 30 days may be granted after adjournment to prepare bill of exceptions. Tenn. 275, 22 Ap
- 2276 Appeals—when allowed. Appeal or writ of error to supreme court not to be granted after *one* [formerly three] year; parties under disability may have *six months* [formerly one year] after removal thereof. Amending Digest '94 §1027. Ark. 60, 16 Mr
- 2277 Appeal may be taken from district court from judgment rendered as an appeal from order or action of board of county commissioners. Amending R.S.'87 §4807. '95 p.142 reenacted to correct *illegality in passage*. Id. p.273, 14 F
- 2278 Writs of error to issue in *one* [formerly three] year; exception. Amending R.S.'89 §2275. Mo. p. 112, 11 My
- 2279 Amending C.C.P.'95 §1722-23 relating to cases in which appeal may be taken to supreme court. Mon. p.146, 28 F
- 2280 Amending R.S.'74 p.262 relating to basis for issuing writ of error. N. J. 139, 24 Mr
- 2281 Questions of law on which two courts of civil appeal disagree to be certified to supreme court which shall render opinion. Tex. 98, 9 My
- 2282 Appeals to supreme court *not limited by amount in controversy* [formerly at least \$100]. Amending R.S.'98 §3047. Wis. 63, 27 Mr
- 2283 Procedure. Notice of appeal to be served on nonresident co-parties by three weeks publication; unless co-parties appear and decline to join in appeal, they shall be regarded as properly joined and be liable for costs. Amending R.S.'94 §647. Ind. 3, 20 Ja

- 2284 Appeals to supreme court in all cases disposed of on pleadings and proofs shall be on written claim transmitted in 40 days from settlement of case or from entry of decree; no stay unless appeal bond filed. Amending C. L. §550. Mich. 243, 15 Je
- 2285 Appeals from circuit court not perfected in six months may be dismissed. Amending R. S. '89 ch.48 art.10. Mo. p. 174, 31 My
- 2286 Minor amendment to C. C. P. §1323 relating to appeals. N. Y. 650, 25 My
- 2287 Taking and perfecting of appeals and the filing of transcripts amended (Ann. L. '87 §537, 541). Or. p. 227, 22 F
- 2288 Amending the filing and serving of notice of appeal; petition in error. Amending R. S. '98 §3305, 3316. U. 62, 9 Mr
- 2289 On failure of four judges of supreme court to concur, case to be reargued at next term and if four judges then fail to concur judgment of county court to be affirmed. Amending Vt.S. §996. Vt. 37, 29 N '98
- 2290 No appeal to supreme court shall be dismissed for defect in bond or defect of parties, if appellant shall perfect appeal. Amending '93 ch.61 §19. Wash. 49, 8 Mr
- 2291 Expense of transcript of evidence taxed as costs in proceedings in error, at legal rates; court may disallow costs for unnecessary matter. Amending R.S. §3145. Wy. 82, 21 F
- 2292 Appeals in lower courts. Repealing Digest '94 §4384 as to provision requiring stay bond in justice court to be filed in 10 days. Ark. 29, 2 Mr
- 2293 Appeal may be had from judgment of justice of the peace in civil actions under general statute, municipal charter, by-law, ordinance or special law. Amending '97 ch.196 §2. Ct. 184, 14 Je
- 2294 When defendant appeals to district courts, nonresident or convict plaintiff shall give bond; suits for wages excepted. Amending G.S. §5518. Minn. 186, 13 Ap
- 2295 Action against nonresident appealed from justice to district court not to be transferred to defendant's county unless application is made in 20 days after appeal allowed. Amending G.S. §5192. Minn. 341, 20 Ap
- 2296 Appeal from justices' and other inferior courts deemed perfected on filing appeal bond; not to be dismissed for failure to give notice in open court nor for defect in transcript. Tex. 134, 23 My
- 2297 Amending cases in which appeals from justices' courts may be dismissed (R.S.'98 §3750). U. 50, 9 Mr
- 2298 Appeals from justice's court; nonsuit and default. Amending Vt.S. §1300. Vt. 38, 31 O '98

**Judgments. Executions. Judicial sales.** (*See also* Exemption, 1580; Foreclosure, 2383)

- 2299** Obtaining judgments. Regulating procedure in suits on accounts where judgment is taken by default. *Ala.* p.225, 23 F
- 2300** Decision of court or referee means signing and filing findings and conclusions. Amending C.C.P. §1033. *Cal.* 20, 21 F
- 2301** Requiring judgment of respondent ouster to be entered on issues joined in demurrer in certain case. *Del.* 303, 16 Mr
- 2302** Repealing '98, 126 relating to judgment in overruled demurrers. *Del.* 305, 23 Mr
- 2303** Cause of action, with affidavit filed and served on defendant, to be denied by him within 20 [formerly 10] days or default judgment is to be given. Amending C.L.'97 §2935. *N. M.* 80, 16 Mr
- 2304** Referee's report, unless passed on by surrogate within 90 [formerly 60] days, is deemed to have been confirmed. Amending C.C.P. §2546. *N. Y.* 607, 16 My
- 2305** Granting of judgments by default amended as to actions for recovery of money only (C.C.P.'93 §267). *S. C.* 25, 1 Mr
- 2306** County courts may render judgments and chancellors' final decrees in vacation. Amending Vt.S. §915. *Vt.* 35, 15 N '98
- 2307** Verbal change in R.S.'98 §3627 as to offer of judgment in justice's court. *Wis.* 351, 4 My
- 2308** Vacation. Minor amendments to '98 ch.549 §1 relating to equitable process after judgment. *Mass.* 445, 29 My
- 2309** Amending C.S.'97 §6198 relating to power of district court to vacate its own judgments after term. *Neb.* 87, 7 Mr
- 2310** Amending C.S.'97 §6205 relating to limitation of time within which proceedings to vacate judgment of district court must be begun. *Neb.* 88, 28 Mr
- 2311** Lien of judgment. Judgments in United States district or circuit courts may be made liens on all real estate defendant may acquire by filing transcript of judgment in county recorder's office; fee. '90-91 p.119 reenacted to correct illegality in passage. *Id.* p.80, 2 F
- 2312** Judgments in personal actions will be presumed to be paid after 10 [formerly 20] years from granting, or from last payment thereon. Amending R.S.'89 §6796. *Mo.* p.221, '95. *Void* as to causes barred by new act at time of passage but which were not yet barred under the preexisting law; act does not provide reasonable time after its passage for the commencement of such actions, hence impairs obligation of contracts. *Cranor v. School district no.2*, 52 S.W. 233.

- 2313 After judgment has been docketed it becomes a lien on real property of debtor and continues *eight* [formerly five] years R.S.'98 §3198. U. 21, 7 Mr
- 2314 **Revival. Enforcement.** When judgment against railroad company remains unpaid one year, court shall order any employee to appear, state amount of company money on hand and probable future receipts and to pay into court till judgment and costs are satisfied. Ind. 89, 24 F
- 2315 Amending time when judgment in personal actions is presumed to be paid ('95 p.221). Mo. p.300, 25 Mr
- 2316 Within *six* [formerly five] years after judgment for \$25 or more, and after *return* [formerly issuing] of execution *wholly or partly unsatisfied*, on proof by affidavit, or *other written evidence*, or *after issue of execution* and proof that debtor has property which he refuses to apply to satisfy judgment, court may require debtor to give bond to appear [formerly and not to dispose of property; in default, debtor might be committed]. Amending '93 ch.133 §1. Wash. 93, 13 Mr
- 2317 **Executions. Judicial sales.** Execution may be levied on real estate on judgment of county court filed in circuit court. Fla. 64, 11 My
- 2318 When real estate is sold by sheriff his successor in office may execute deed if none has been executed. '95 p.20 *reenacted to correct illegality in passage.* Id. p.235, 14 F
- 2319 Notice of sales under execution amended (R.S.'87 §4482). '95 p.40 *reenacted to correct illegality in passage.* Id. p.243, 14 F
- 2320 Deeds made by sheriff under order of court to be sufficient evidence of legality of sale till contrary is proved. Amending G.S.'95 ch.97. Kan. 94, 4 Mr
- 2321 Real estate of corporations not created for public purposes may be sold on execution without first exhausting remedy against personal property. Me. 115, 17 Mr
- 2322 Records of abstract firms liable to sale on execution. Mich. 197, 10 My
- 2323 Executions against property or person *for collection of judgments or decrees of courts of record* may issue at same time to sheriffs of different counties; *when levies are made on more than one, sale shall be on only one at a time, under direction of plaintiff's attorney; only enough to be sold to satisfy judgment.* Amending C.L. §10,305. Mich. 219, 1 Je; 267, 23 Je; 269, 23 Je
- 2324 Public sales of real estate may, in cities of 100,000, be held on *floor of real estate exchange* or at courthouse door. Amending R.S.'89 §164. Mo. p.37, 24 Mr

- 2325 Execution sales of real estate in cities of 100,000 may be on floor of real estate exchange. Amending R.S.'89 §4941. Mo. p.208, 27 Mr
- 2326 Issuing of writs of injunction and prohibition against sale of real estate amended (R.S.'89 §5510). Mo. p.226, 8 Mr
- 2327 Minor amendment to C.S.'97 §6373 relating to sales under decree in chancery. Neb. 90, 30 Mr
- 2328 Real estate attachable may be sold on execution subject to redemption. Amending P.S.'91 ch.233. N. H. 73, 11 Mr
- 2329 Making of deeds to real property sold under execution by sheriff amended Ann.L.'87 §1017. Or. p.71, 17 F
- 2330 Interpleaders on testatum fieri facias to be carried on in county where levy is made. Pa. 33, 11 Ap
- 2331 Injunction to stay execution or judicial sale not to be granted unless four days notice has been given to adverse party. Amending C.C.P.'93 pt 2 t.7 ch.111. S. C. 27, 6 Mr
- 2332 Successors of sheriffs, probate judges, clerks of courts and masters may complete sales begun by predecessors and execute titles. Amending R.S.'93 v.1 §745. S. C. 29, 2 Mr
- 2333 In land sales under order of court, bidding may be reopened without order when 10% advance is bid. Tenn. 37, 27 Mr
- 2334 Execution levied on real estate 10 days after issue by justice of peace not to affect title as to third parties till filed in county court. Tenn. 39, 30 Mr
- 2335 Writ of execution may issue at any time within *eight* [formerly five]. years. Amending R.S.'98 §3233. U. 6, 2 Mr
- 2336 General act regulating sales of property under execution. Repealing '97, 50. Wash. 53, 8 Mr
- 2337 Special commissioners appointed by court to sell property must be residents of state. Amending Code '91 ch.132 §1. W. Va. 49, 24 F
- 2338 Judgment not to be rendered on county, town, city, village or school orders unless same are filed with clerk, to be made part of judgment roll. Wis. 14, 9 Mr
- 2339 Verbal change in R.S.'98 §2968 as to issue of executions. Wis. 351, 4 My
- 2340 Redemption. Judgment debtor or redemptioner may redeem real estate sold under execution or foreclosure within *one year* [formerly six months] from sale; other amendments to R.S.'87 §4492-93 relating to redemption of property sold under execution. '95 p.34 reenacted to correct illegality in passage. Id. p.241, 14 F
- 2341 Property sold under judgment subject to redemption may be redeemed on paying the price paid by purchaser with 7% [formerly 12%] interest. Amending Ann.S.'99 §6373. S. D. 106, 24 F

- 2342 **Miscellaneous.** Sale of judgment shall be by written transfer; may be filed with clerk of court, acknowledged as deeds are, and shall then be valid notice to all parties; in case of compromise attorney has action against both parties for contingent fee. Ark. 92, 4 Ap
- 2343 When amount tendered and refused is brought into court and a smaller amount is found to be due, only sum due shall be paid. Ind. 73, 24 F
- 2344 Satisfaction-piece is to be executed by party in whose favor judgment was rendered, or if it is made within two years after entry of judgment or after entry of final judgment or order of affirmance [formerly after filing of judgment-roll] by attorney of record of the party. Amending C.C.P. §1260. N. Y. 95, 17 Mr
- 2345 *Special proceeding supplemental to execution may be instituted and prosecuted before superior court of county in which judgment was entered or of any county to whose sheriff execution has been issued or where transcript has been filed.* Amending '93 ch.133 §24. Wash. 93, 13 Mr
- 2346 Verbal change in R.S.'98 §2906 relating to assignment of judgments. Wis. 351, 4 My

**Miscellaneous**

- 2347 Copies of lost papers may be filed instead of originals; when order of court has been filed and record lost, court shall refile and all proceedings shall be deemed taken as provided by law. N. D. 107, 7 Mr
- 2348 Fixing mileage to be allowed persons performing legal duties. Amending Ann.L.'87 §2353-54. Or. p.247, 24 F
- 2349 Imprisonment for contempt may be in house of correction or county jail. Vt. 42, 15 N '98
- 2350 **Costs.** Filing and service of bill of costs amended (R.S.'87 §4912). '95 p.6 reenacted to correct illegality in passage. Id. p.231, 14 F
- 2351 In suits for wages court to allow plaintiff a reasonable attorney's fee to be taxed as costs. Id. p.394, 16 F
- 2352 Poor persons may commence suit in circuit court without payment of costs. Amending R.S.'97 ch.53 §14. Ill. p.217, 24 Ap
- 2353 Upon affirmance or dismissal of an appeal from judgment for money against insurance or railroad company or foreign corporation, 10% damages on amount of judgment appealed from shall be awarded against appellant, though such judgment be not superseded. Amending Code §764. Ky. 1157, '88. *Unconstitutional.* Unreasonable and unjust discrimination against the companies named in the act. Mutual fire insurance co. v. Hammond, 51 S. W. 151.

- 2354 Revenue stamps on deeds on execution or tax sale taxable as costs. **Mo.** 97, 16 Mr
- 2355 Amending C.C.P. §3245 relating to allowance of costs to plaintiffs in actions against municipal corporations. **N. Y.** 609, 16 My
- 2356 Same costs to be allowed in cases appealed from justice's court as in cases commenced in district court. Amending R.C.'95 §5574. **N. D.** 3, 24 F
- 2357 State, as party to suit, relieved from payment of costs in advance and from furnishing bond. **Or.** p.96, 17
- 2358 Fixing fees of clerks of circuit and county courts and sheriffs; regulating payment of these and trial fees. Amending '95, p.77. **Or.** p.140, 18 F; p.151, 18 F
- 2359 Legal notices. Cost of publication of legal notices amended (Code '96 §3045). **Ala.** p.40, 23 F
- 2360 *If no paper published in county* or if amount in question is under \$350 [formerly \$100] notices may be posted. Amending Digest '94 §4684-85. **Ark.** 189, 8 My
- 2361 When daily publication of notices etc. is required by law, publication on week days is sufficient. **Or.** p.233, 22 F
- 2362 Charges for legal advertising regulated. **S. C.** 31, 3 Mr
- 2363 Notices required by county courts to be printed *in English, but may be published in newspapers printed in another language when court directs.* Amending R.S.'98 §4045. **Wis.** 175, 13 Ap
- 2364 No compensation for printing legal notices in daily papers in counties or cities under 40,000 unless paper continuously published two years preceding, with 300 bona fide subscribers. **Wis.** 319, 2 My

### Civil procedure—special actions

#### Actions affecting property

- 2365 Superior court may on petition order sale of building and land when title to them are in different persons. **Ct.** 180, 14 Je
- 2366 Actions affecting title to lands, where there is dispute as to which county they are in, may be brought in either county; lis pendens may be recorded in each. **Minn.** 119, 3 Ap
- 2367 Relating to submission to jury of question of fraudulent release to cause involving title to real estate. Amending R.S.'89 ch.33 art.5. **Mo.** p.108, 24 My
- 2368 Amending proceedings before justice of the peace involving title to real estate (R.S.'89 §6219). **Mo.** p.271, 9 My
- 2369 Quieting title. Claimant to lands may have title confirmed in chancery court; six weeks publication; no bar to adverse possessor, party paying taxes in preceding seven years, or claimant under contract with petitioner, unless named as defendant. **Ark.** 79, 28 Mr



- 2370 Bills in equity may be brought to quiet title against adverse claimant not in possession; no bar to relief that title has not been litigated or that adverse claim is void on face or requires extrinsic evidence. Fla. 78, 1 Je
- 2371 On petition to remove cloud, court *or any justice thereof in vacation* shall order notice to claimants. Amending R.S. ch.104 §48. Me. 95, 16 Mr
- 2372 Suit to quiet title may be maintained against unknown parties whose claim can not be met without production of evidence *or depends on construction of written instrument*. Amending '97 ch.522 §1. Mass. 444, 29 My
- 2373 In action to determine adverse claims to real estate, unknown parties may be joined as defendants; service by publication; court may allow unknown heirs to defend within one year from judgment, or, if minors, within two years. N. D. 157, 6 Mr
- 2374 Person claiming interest in real estate not in actual possession of another [formerly person in possession] may enter suit to determine claims. Amending Ann.L.'87 §504. Or. p.227, 22 F
- 2375 Adverse possession. Ejectment. Person entitled to premises may recover by summary process *when court of registration has decreed confirmation of title*. Amending P.S. ch.175 §1. Mass. 120, 2 Mr
- 2376 Officer removing personal property not plaintiff's in serving execution for recovery of lands may store goods; lien for storage. Mass. 412, 25 My
- 2377 Person taking possession of premises under lease estopped from disputing title; does not apply to lessee in possession prior to lease under claim of adverse or hostile title. Minn. 13, 10 F
- 2378 Limitation of 10 years within which action to recover real property must be begun; *but limitation does not apply to cities, towns etc. in recovery of streets or other public grounds*. Amending C.S. '97 §5596. Neb. 79, 1 Ap
- 2379 Landlord and tenant. No writ of possession in action between landlord and tenant to be issued till after three days from rendering of judgment. N. J. 35, 15 Mr
- 2380 Distress for rent subject to prior liens on property. S. C. 50, 27 F
- 2381 Removal from rented premises before contract expires gives landlord right to issue distress warrant. S. C. 51, 15 F
- 2382 Imprisonment for debt; defendant not to be confined in "close jail" when judgment includes rent for use of leased premises prior to notice to quit. Vt. 44, 20 N '98

- 2383 Foreclosure. Redemption.** Mortgagor may redeem land sold under foreclosure in one year; may waive right in mortgage. **Ark. 153, 8 My**
- 2384** Appeal may be taken from interlocutory judgment in action to redeem realty or personalty from mortgage or lien, determining right to redeem and ordering accounting. Amending C.C.P. §939, 963. **Cal. 9, 14 F**
- 2385** Holder of chattel mortgage allowed 30 days after maturity of debt to take possession of chattels. **Col. 86, 10 Ap**
- 2386** Mortgagee may charge \$5 attorney's fee in addition to expenses for closing, to be a lien on estate. **Me. 77, 15 Mr**
- 2387** Court not to order lands to be sold within *six* [formerly 12] months after filing bill for foreclosure; *mortgagor may redeem whole or part in six months after sale; all deeds on mortgage sales to be deposited with register, to become operative on failure to redeem in time limited.* Amending C.L. §516, 523. **Mich. 200, 10 My**
- 2388** Householder whose lands are to be sold on foreclosure not valid against homestead *and so stated in decree* shall notify officer of his selection; *if he neglects, officer shall ask him to select and on his failure shall select for him.* Amending C.L. §10,364-65. **Mich. 218, 1 Je**
- 2389** Sheriff's certificate of foreclosure sale legalized though recorded later than 20 days after sale. **Minn. 14, 17 F**
- 2390** Redemption: *if mortgage specifies less than 7% interest, rate after sale shall be the same.* Amending G.S. §6041. **Minn. 37, 6 Mr**
- 2391** To remedy lack of repealing clause in act relating to sale of personal property under mortgage. **Neb. 9, 30 Mr**
- 2392** Regulating sales under powers of sales contained in mortgages of real estate. **N. H. 19, 1 Mr**
- 2393** What constitutes sufficient notice of sale of personal property under process or chattel mortgage to recover not exceeding \$300. **N. M. 20, 24 F**
- 2394** Amending notice to be served by lienor before sale of personal property to satisfy lien ('97 ch.418 §81-82). **N. Y. 369, 19 Ap**
- 2395** State may be made a party defendant to action for foreclosure when state has lien subsequent to lien sought to be foreclosed. Amending C.C.P. §1627. **N. Y. 528, 5 My**
- 2396** Property sold under mortgage foreclosure may be redeemed within one year; *or, within two years, if mortgagor at end of first year pays taxes, interest due and interest for a year in advance.* Amending C.L.'87 §5421-47. **S. D. 140, '93. Void. as to mortgages executed before its adoption, impairs obligation of contracts. Hollister v. Donahoe, 78 N. W. 959.**

- 2397 **Partition.** Ward's consent to partition can only be given on order of court after hearing in open court, after 10 days notice to all known relatives. Amending C.C.P. §1772. Cal. 252, 27 Mr
- 2398 Sales of real estate in partition to be held, *in cities of 100,000, on floor of real estate exchange or at courthouse door.* Amending R.S.'89 §7189. Mo. p.313, 27 Mr
- 2399 Repealing '93 p.216 relating to distribution of proceeds of sales of real estate in partition. Mo. p.313, 15 My
- 2400 Amending C.S.'97 §6323, 6360 relating to partition of real property and manner of serving notice on defendants in such actions. Neb. 89, 28 Mr
- 2401 In actions for partition of real property court may allow to a party an additional allowance of not more than 5% [formerly 2½%] on sum claimed or recovered. Amending C.C.P. §3253. N. Y. 299, 12 Ap
- 2402 Clerk of court not to appoint himself or his deputy to make sale in partition proceedings. Amending Code §1906. N. C. 161, 26 Ja
- 2403 Powers of court of common pleas amended as to actions for partition and foreclosure (R.S.'93 v.1 §2247). S. C. 13, 6 Mr
- 2404 Homestead and dower to be set off first; reversion thereto to be included in partition; if partition impossible without injustice, premises may be sold if parties entitled to homestead, dower or curtesy consent in writing, otherwise dower to be admeasured, remainder sold and proceeds divided. Amending R.S.'98 §3113. Wis. 336, 3 My
- 2405 Person having estate of dower, *admeasured or not, estate by curtesy or homestead for life* may be made party to partition. Amending R.S.'98 §3102. Wis. 336, 3 My
- 2406 **Condemnation proceedings.** (*See also* Eminent domain, 1594) Manner of execution of judgments of appraisers in proceedings in eminent domain. Ct. 3, 15 Mr
- 2407 Concerning procedure in eminent domain; trustees to be appointed when parties in interest are minors. Ct. 11, 17 Mr
- 2408 Telegraph company undertaking to condemn right of way of railroad company must give notice to latter. Amending Code '95 §4685. Ga. p.54, 20 D '98
- 2409 Courts to award reasonable pay to commissioners appointed to hear parties and assess damages. Mass. 458, 2 Je
- 2410 Proceedings by person or corporation when owner of land refuses right of way amended (R.S.'93 v.1 §1744). S. C. 53, 6 Mr

**2411 Replevin.** Defendant in replevin shall have property on giving bond to surrender if plaintiff recovers; property not to be delivered to plaintiff without defendant's consent till 48 hours after appraisal and notice; either party may submit to circuit court question as to special value that can not be satisfied by money; *either party* [formerly defendant] may except to sureties in 10 [formerly 20] days; *either party* [formerly defendant] entitled to return may take judgment for money value *against principal and sureties*. Amending C.L. ch.294.

Mich. 246, 15 Je

**2412** When action in replevin is dismissed by court for defects in proceedings by plaintiff, judgment may be given for defendant. Amending C.C.P. Neb. p.44 '75. *Unconstitutional*. Does not provide for repeal of sections amended, as required by constitution then in force. Reid, Murdock & Co. v. Panska, 78 N. W. 534.

**2413** Amending C.S.'97 §6563 relating to replevin cases before justice of the peace that go to district court. Neb. 92, 1 Ap

**2414** Amending replevin of goods exceeding \$20 in value (Vt.S. §1470). Vt. 41, 25 O '98

**2415 Personalty.** Failure to have license no defense to suit for purchase price of goods. Ind. 159, 3 Mr

#### Personal injury and tort

**2416** Husband has action for wrongful killing of wife, if suit be brought in two years. Ark. 84, 29 Mr

**2417** In cities of 15,000 notice of injury by defective sidewalk etc. must be given within *six months* [formerly 20 days] after same is received. Amending '91 p.374 §14. Col. 145, 24 F

**2418** In suit for personal damages trial court may order injured party to submit to examination by physician appointed by court.

Fla. 58, 11 My

**2419** Parent has cause of action for wrongful death of minor child; one year. Fla. 61, 3 Je

**2420** In actions for personal injuries or death through negligence, not necessary to allege want of contributory negligence; contributory negligence matter of defense and may be proved under general denial. Ind. 41, 17 F

**2421** Actions against cities of 100,000 for damages for injuries to person or property to be begun within six months. Ky. Statutes, §2752, '94. *Unconstitutional*. Legislature not to pass local or special acts to regulate the limitation of civil and criminal causes. City of Louisville v. Kuntz, 47 S. W. 592.

**2422** No action for personal injuries after three years.

Mich. 155, 23 Je

- 2423 Persons suffering mob violence or their heirs have right of action against county, \$500 to \$5000. Mich. 252, 21 Je
- 2424 Fence over six feet high built to annoy is private nuisance; action for tort and abatement. Minn. 336, 20 Ap
- 2425 Notice of personal injuries not required when action is brought within year. Amending R.S.'98 §4222. Wis. 307, 29 Ap
- 2426 Libel. Slander. In order to mitigate damages for slander or libel in newspaper, apology must be published in next regular issue or, in case of dailies, within five days. Amending Code '96 §1441. Ala. p.32, 20 F
- 2427 Unlawful to publish without written consent portrait of living residents except public officers and convicted criminals; caricatures forbidden. Cal. 29, 23 F
- 2428 Published articles impeaching reputation or exposing natural defects must be signed by true name; \$1000 forfeit. Cal. 124, 20 Mr
- 2429 Writer's name to be signed to article charging immorality. Fla. 72
- 2430 Before suit for libel notice shall be served on newspaper; if retraction is printed as conspicuously as original article, only actual damages can be recovered; retraction in case of political candidate must be made editorially, three days before election; no damages for publishing fair, true report of public occurrence, official proceedings or contents of any pleadings, unless actual malice is proved. Wash. 59, 13 Mr

**Attachment.** (See also Executions, 2299; Exemptions, 1580)

- 2431 Issue. Effect. In cases involving \$5 in justice's court or on appeal plaintiff may have writ of attachment to prevent fraudulent disposal of property; bond required. Minn. 80, 21 Mr
- 2432 Regulating issue of writs of attachment prior to maturity of debt. Amending C.C.P.'95 §891. Mon. p.141, 3 Mr
- 2433 Writ of attachment may be issued against executor, administrator, heir or devisee of any deceased debtor; other amendments to R.S.'74 p.16 §8. N. J. 42, 17 Mr
- 2434 Repealing R.S.'74 p.16 §68 relating to writs of attachment against absconding or absent debtors. N. J. 136, 24 Mr
- 2435 Service of writs of attachment amended (C.L.'97 §2698). N. M. 80, 16 Mr
- 2436 Grounds on which a warrant of attachment will be issued slightly amended (C.C.P. §636). N. Y. 598, 16 My
- 2437 Amending filing of affidavits on which attachments are granted (C.C.P.'93 §250). S. C. 14, 3 Mr
- 2438 Attachment or garnishment to be only for salary or wages earned [formerly due]. Amending '95, 192. Tenn. 1, 24 Mr

- 2439 **Procedure.** Providing for trial of actions commenced by foreign attachment when defendant does not appear. Ct. 45, 6 Ap
- 2440 Selling of live stock and perishable property under attachment amended (G.L.'88 §923). Ct. 67, 19 Ap
- 2441 Attached property not to be concealed or destroyed. Ct. 86, 4 My
- 2442 When debt is not over \$20 attachment notice may be posted one month in three places instead of published. Amending R.S. §1658. Fla. 70, 31 My
- 2443 Providing for posting and publishing of notices in attachments and regulating prorating among creditors. Amending R.S.'87 §4304. '95 p. 75 reenacted to correct illegality in passage. Id. p.250, 14 F
- 2444 Attached personal property may remain on premises and keeper be appointed unless occupant or owner objects; defendant to have reasonable time before removal to give bond dissolving attachment. Amending R.S. ch.81. Me. 107, 17 Mr
- 2445 Amending C.C.P.'95 §893, 895, 1562 relating to levy of writs of attachment. Mon. p.139, 7 Mr; p.140, 7 Mr
- 2446 Execution of writ amended. Ann.L.'87 §149, 151. Or. p.231, 22 F
- 2447 Extending the right to commence action by writ of foreign attachment to all injuries caused to persons or property on land by vessels. Pa. 84, 28 Ap
- 2448 **Garnishment.** Amending procedure in actions for collection of debt when garnishee claims exemption of wages (Code'96 §2038). Ala. p.37, 23 F
- 2449 All corporations of whatever nature, foreign or domestic, municipal or otherwise except counties may be garnished; may appear or answer in writing; plaintiff must serve notice of judgment; defendant may release on bond; justice of peace may proceed against municipalities. Amending C.L. §1014. Mich. 257, 23 Je
- 2450 Not to issue, in actions of less than \$200 and where property sought is wages due from railroad, till judgment has been recovered. Mo. p.221, 18 My
- 2451 Answer of garnishee amended (C.L.'97 §2708). N. M. 80, 16 Mr
- Special civil proceedings**
- 2452 In writ of prohibition, certiorari and mandamus the supreme court shall consist of judges who did not sit on case below; presiding judge. Del. 296, 24 F
- 2453 Amending form of county court writs. Vt. 137, 26 O '98
- 2454 **Injunction. Mandamus.** Petitions for writ of prohibition or mandamus to be filed at any time; calling of special session of supreme court; powers. Del. 297, 24 F

- 2455 In cases of writs of prohibition or of mandamus, costs are to be taxed as court deems equitable. Del. 306, 23 F
- 2456 Who may grant temporary injunctions. Amending Ann.S.'97 §1147. Ind. 233, 6 Mr
- 2457 Amending C.L.'97 §2773 relating to review of judgment in mandamus proceedings. N. M. 80, 16 Mr
- 2458 *Temporary* injunction can not be granted in an agreement for submission of controversy to court. Amending C.C.P. §1281. N. Y. 526, 5 My
- 2459 Where an *application* for a peremptory writ of mandamus is granted or *denied* without previous alternative mandamus, costs may be awarded. Amending C.C.P. §2086. N. Y. 527, 5 My
- 2460 Power of court of common pleas at seat of government amended as to issuing writs of mandamus ('93 ch.285 §1). Pa. 71, 28 Ap
- 2461 Governing boards of cities, villages and towns may prefer a bill in equity for injunctive relief for abatement of public nuisances; court of chancery given jurisdiction. Vt. 154, 16 N '98
- 2462 *Certiorari*. Circuit court may issue certiorari to *city or town council* to correct erroneous or void *ordinance* or proceeding. Amending Digest '94 §1125. Ark. 62, 18 Mr
- 2463 *Quo warranto*. Attorney general may file quo warranto in supreme court against any state, county, town or city officer. Mass. 376, 19 My
- 2464 In quo warranto proceedings defendant in possession of office shall continue till action is tried. N. C. 33, 31 Ja
- 2465 Amending '95 ch.105 relating to trial of title to office. N. C. 49, 8 F
- 2466 Relating to service of summons in quo warranto proceedings. Amending Code, §616. N. C. 126, 17 F

### Criminal procedure

(See also numerous provisions of Civil procedure)

- 2467 To remedy lack of repealing clause in certain acts amending the criminal code. Neb. 93, 30 Mr; 94, 30 Mr; 95, 30 Mr; 96, 30 Mr; 97, 28 Mr; 98, 30 Mr; 100, 28 Mr; 101, 30 Mr; 102, 30 Mr; 105, 30 Mr; 106, 31 Mr; 109, 28 Mr

### Apprehension. Prosecution. Indictment

- 2468 Crimes begun in this state and completed elsewhere deemed committed here. Del. 307, 26 Ja

- 2469 If a person be stricken or poisoned in one county and die in another, an indictment may be found *in either county* [formerly in county where person was stricken or poisoned]. Amending '98 ch.237 §59. N. J. 88, 22 Mr
- 2470 **Apprehension. Arrest.** Police justice, recorder, *judge of any city, borough, town or police court* or justice of the peace may issue warrants for arrest of fugitives from justice. Amending '97 ch.245 §2. Ct. 145, 31 My
- 2471 Governor may offer rewards of not over \$500 each for apprehension of persons charged with felony where punishment is not death. Amending R.S.'87 §180. '90-91 p.198 reenacted to correct *illegality in passage*. Id. p. 135, 7 F
- 2472 County commissioners authorized to pay \$500 reward for arrest and conviction of murderer or lyncher. Ind. 100, 24 F
- 2473 Fugitive from justice defined. Ind. 234, 6 Mr
- 2474 Search warrant may be issued for property bearing trademark or owner's name. Amending Pen.C. §1524. Cal. 72, 9 Mr
- 2475 Night search warrant may be issued by *one* [formerly two] trial justice. Amending P.S.ch.212 §4. Mass. 166, 18 Mr
- 2476 Officer who wilfully delays service of warrant of arrest or search warrant to be fined not over \$50. Mass. 389, 23 My
- 2477 Repealing C.L.'97 §2730-37 relating to *capias*. N. M. 80, 16 Mr
- 2478 Form of commitment issued by magistrate for examination amended (Crim.P. §193). N. Y. 608, 16 My
- 2479 County commissioners may offer \$10 to \$50 reward for conviction of persons destroying unoccupied buildings or stealing grain. N. D. 61, 9 Mr
- 2480 Warrants by aldermen and justices of the peace out of jurisdiction, to be stamped with official seal. Amending '60 ch.375 §3. Pa. 114, 2 My
- 2481 **Detectives.** Controller of state may spend \$3000 annually in enforcement of laws regulating private detectives and detective agencies. Amending '98 ch.422 §5. N. Y. 318, 17 Ap
- 2482 Unlawful to organize or employ in any city armed bodies of men others than those provided by law. Or. p.96, 17 F
- 2483 **Bail.** Forfeiture on bail bonds in change of venue to be paid to county where indictment was found. Ark. 177, 8 My
- 2484 Municipal courts having criminal jurisdiction may accept cash bail, not over double highest fine; deposit exempt from garnishment, attachment and execution. Minn. 301, 20 Ap
- 2485 Regulating the giving of bail in appeals in criminal cases. Amending C.L.'97 §3420; repealing §3409. N. M. 32, 9 Mr



- 2486 Recognizances and bail bonds to state *whether offense charged is felony or misdemeanor* [formerly name of offense]. Amending Crim.P.'95 §308-9. Tex. 74, 17 Ap
- 2487 Habeas corpus. Service of writ of habeas corpus amended (G.L. ch.231 §13). R. I. 681, 25 My
- 2488 Prosecution on information. Offences may be prosecuted on information; grand jury not to be called except by order of district judge. '90-91 p.184 reenacted to correct illegality in passage. Id. p.125, 6 F
- 2489 Submitting constitutional amendment: criminal prosecution for felony and *misdemeanor* to be by indictment or information. Vote November 1900. Mo. p.382
- 2490 Criminal prosecutions may be begun on information by district attorney; he may administer oaths and compel witnesses to testify; perjury and contempt amended. Or. p.90, 17 F
- 2491 Criminal cases in district courts to be prosecuted by information or indictment; exceptions. U. R.S. §4688, '98. Void as to offenses committed before admission of state into Union because it alters the situation of offender to his disadvantage and is therefore ex post facto. State v. Rock, 57 P. 532.
- 2492 State's attorney may prosecute by information all crimes except those punishable by death or 20 [formerly seven] years imprisonment. Amending Vt.S. §1867. Vt. 46, 22 N '98
- 2493 Grand Jury. Not to subpoena witness for defense of indicted person after finding of indictment.. Amending R.S.'89 §4078. Mo. p.172, 22 Ap
- 2494 Submitting constitutional amendment: no grand jury to be convened except by order of judge, but when assembled shall have power to indict for all grades of crime. Vote November 1900. Mo. p.383
- 2495 Amending Ann.S.'99 §8447 relating to abolition of grand jury except in certain cases. S. D. 74, 24 F
- 2496 Grand jury may reconvene in same term if felony is committed. Tenn. 324, 21 Ap
- 2497 Changing time of day at which grand jurors in county courts shall be summoned to appear. Vt. 40, 15 N '98
- 2498 Clerk may be appointed to take testimony before grand jury for use of state's attorney. Vt. 45, 22 N '98
- 2499 Circuit court may dispense with grand jury for all three terms required by law to be held annually. Amending Code '91 ch.157 §1. W. Va. 19, 21 F
- 2500 Indictment. Indorsing of certain indictments by prosecutor amended (R.S.'89 §4095). Mo. p.173, 13 Ap

- 2501 Indictments for felony or *misdemeanor* not to be made public till person indicted is arrested. Amending R.S.'89 §4099.

Mo. p. 173, 29 My

- 2502 But one offense to be charged in indictment; but indictment for housebreaking may contain count for larceny. Amending R.S.'98 §4734.

U. 31, 9 Mr

#### Criminal trials

- 2503 General. General act providing for simplification of criminal pleadings. 16p.

Mass. 409, 25 My

- 2504 Fixing jurisdiction in criminal cases pending in counties out of which other counties have been formed; person awaiting trial in jail for two terms of court may be bailed. Amending C.L.'97 §3403.

N. M. 25, 16 Mr

- 2505 County to furnish counsel for indigent poor in criminal cases in district courts.

Id. p. 26, 2 F

- 2506 Change of venue or judge. Change of venue in criminal case on affidavit of *two* [formerly one] credible electors *actual residents not related to defendant*. Amending Digest '94 §2165.

Ark. 93, 4 Ap

- 2507 On change of venue in criminal case, judge of court granting change has sole power to appoint counsel to prosecute or defend.

Ind. 20, 7 F

- 2508 No judge to try any penal case, if related to defendant within the sixth degree of consanguinity or if he has acted as counsel in the case either for state or defendant.

Ind. 202, 4 Mr

- 2509 Evidence. Witnesses. Witness' fees and mileage in criminal cases amended (Code'96 §4583).

Ala. p. 59, 23 F

- 2510 Mileage and fees of witnesses in criminal proceedings amended (R.S.'87 §8151). '93 p.20 reenacted to correct illegality in passage.

Id. p.172, 9 F

Amended.

Id. p.367, 6 Mr

- 2511 State, county, township and municipal officers and their employees not to receive witness fees for testifying before coroners, grand juries and in criminal cases; exception.

Mo. p.221, 12 Ap

- 2512 State officers in their official capacities attending as witnesses in criminal cases not entitled to compensation. Amending Crim. P. §616.

N. Y. 98, 17 Mr

- 2513 Attachment to be issued for grand jury witness about to move out of county. Amending Crim.P.'95 art.525.

Tex. 144, 25 My

- 2514 Witnesses in criminal proceedings in justices' courts may be conditionally examined. Amending R.S.'98 §5164.

U. 57, 9 Mr

- 2515 Jury. Verdict. Special venire may be waived in capital felonies where defendant pleads guilty.

Ala. p.244, 8 F

- 2516 Five sixths of jury in misdemeanor cases may render verdict. Amending R.S.'87 §7781, 7930. '90-91 p.165 reenacted to correct *illegality in passage*. Id. p.110, 6 F
- 2517 Criminal cases in which punishment is necessarily at hard labor are to be tried by jury of 12, nine of whom may render verdict; cases in which punishment is not necessarily at hard labor may be tried by judge without jury. La. Const. §116, '98. *Partly void*. Ex post facto legislation in so far as it applies to offenses committed prior to adoption of constitution. State v. Ardoin, 24 So.802; State v. Baker, 24 So.240.
- 2518 Person charged with offense triable before court of quarter sessions may waive trial by jury and be tried before court of special sessions. Amending '98, 237. N. J. 89, 22 Mr
- 2519 In petit larceny cases state has two and defendant six peremptory challenges. Tenn. 36, 27 Mr
- 2520 Opinion based on newspaper reports not to disqualify juror in criminal case if he swears he can render impartial verdict. Tenn. 383, 22 Ap
- 2521 When petit jury in criminal case is kept together necessary expenses of jury and officer in charge paid by state. Vt. 135, 30 N '98
- 2522 Appeals. Defendant in criminal case, except capital crimes, on appeal to supreme court may give bond; supreme court may grant appeal on refusal of trial court. Ark. 23, 28 F; 158, 8 My
- 2523 Manner of discharging prisoner from custody when judgment is reversed and new trial not ordered, amended (R.S.'87 §8074). '97 p.73 reenacted to correct *illegality in passage*. Id. p.305, 21 F
- 2524 Effect of appeals in criminal cases amended (C.L.'97 §3420). N. M. 80, 16 Mr
- 2525 Manner and time of bringing appeals from courts of special sessions, police courts etc. in criminal actions, amended (Crim.P. §759). N. Y. 601, 16 My
- 2526 When appeal is taken from mayor's court, in cases where the offence charged is the violation of an ordinance, mayor shall send certified copy of ordinance. N. C. 277, 27 F
- 2527 Miscellaneous procedure. In criminal cases writ of certiorari not granted unless bond is filed, *which filing shall operate as supersedeas for 10 days*. Amending Code '95 v.3 §765. Ga. p.61, 7 D '98
- 2528 Injured party may stay proceedings against person held on complaint and warrant when there is civil remedy. Amending R.S. ch.133 §18. Me. 9, 10 F

- 2529 Defendant may file affidavit of prejudice against *court commissioner* before whom he is brought for examination. Amending G.S. §7169. Minn. 159, 11 Ap
- 2530 Rule of pleading and evidence in criminal prosecutions for attempts to defraud fire insurance companies. Or. p.37, 17 O '98
- 2531 When grand jury is in session, justice of peace not to try criminal cases except on plea of guilt. Tenn. 16, 24 Mr
- 2532 Defendants for felony punishable by death or imprisonment for five years may demand separate trials, except in case of conspiracy. Vt. 47, 10 N '98
- 2533 Defendant whose plea is insanity may be committed to custody of superintendent of state hospital to determine sanity. Vt. 48, 30 N '98
- 2534 Sentence. Execution. (See also Penal institutions—sentence, parole. 3652) In criminal cases sentence imposed by justice of peace in excess of lawful penalty shall be valid to extent of lawful penalty. Amending C.L. §1019. Mich. 189, 2 My
- 2535 Disqualification of persons convicted of felony to serve on juries, vote or hold office amended (R.S.'89 §3624). Mo. p.165, 22 Ap
- 2536 Justice's certificate of criminal conviction to be filed in circuit court or other court having exclusive appellate criminal jurisdiction. Amending R.S.'98 §4765. Wis. 67, 29 Mr
- 2537 Witnesses of execution of sentence of death amended ('93 ch.137 §3). Ct. 26, 23 Mr
- 2538 Regulating time, place and manner of infliction of death penalty. Amending R.S.'87 §8009, 8019, 8021-22. Id. p.340, 18 F
- 2539 Death sentences to be executed in *penitentiary* [formerly county jail]; warden's certificate to be entered on records of court; body to be returned to friends if requested; expense of transportation to be borne by state. Amending Code '91 ch.160. W. Va. 2, 18 F
- 2540 Fines. Costs. Judge of city, town or borough court may remit fines or costs. Ct. 29, 30 Mr
- 2541 When sentence may be fine or imprisonment, court may impose fine and conditional sentence of imprisonment to take effect if fine be not paid. Ct. 84, 27 Ap
- 2542 Costs in criminal cases, how paid. Ct. 156, 2 Je
- 2543 Prisoners for fine and costs may be discharged when their labor at \$1 [formerly 50c] a day amounts to fine and costs. Amending G.L.'88 §3373. Ct. 203, 20 Je
- 2544 Providing for enforcement of judgments in criminal actions where fines and costs are imposed. Amending R.S.'87 §6978, 7994-95, 8006, 8300, 8310-11. Id. p.379, 13 F

- 2545** Convict to be discharged after serving *eight days for \$5 fine, 20* [formerly 30] days for \$10, 30 [formerly 40] days for \$20. Amending P.S.ch.222 §15. **Mass.** 226, 1 Ap
- 2546** Jail prisoners may be sentenced to labor on public works for non-payment of fines *and costs*. Amending R.S.'89 §3964. **Mo.** p.171, 18 My
- 2547** Clerks to furnish county treasurer with copy of criminal cost fee-bills and treasurer to pay same; conditions. **Mo.** p.219, 11 My
- 2548** Prosecutor not entitled to any part of penalty imposed for violation of statute, except city or town prosecuting for violation of liquor law. Amending P.S.'91 ch.112 §23. **N. H.** 31, 7 Mr
- 2549** Compensation of special justice may be taxed as costs in criminal proceedings. Amending P.S.'91 ch.211 §14. **N. H.** 51, 8 Mr
- 2550** In villages a disorderly person who, on conviction, is unable to pay fine, may be sentenced to county jail for not exceeding *one day for each dollar imposed* [formerly 20 days]. Amending '97 ch.414 §319. **N. Y.** 217, 1 Ap
- 2551** Amending Code §3806 relating to collection of fines in incorporated towns. **N. C.** 128, 21 F
- 2552** In larceny and assault with intent to murder state or county to pay no costs except clerk's and sheriff's. Amending '97,20. **Tenn.** 307, 22 Ap
- 2553** **Prisoners. Custody. Transportation.** (*See also* Penal institutions—convicts, 3645) Transportation of convicts from place of conviction to state prison amended (R.S.'87 §8504,8008). '97 p. 26 *reenacted to correct illegality in passage*. **Id.** p.300 13 F  
Amended, **Id.** p.340, 18 F
- 2554** Payment of expenses for person convicted in one county and by direction of the court imprisoned in another. **N. J.** 155, 24 Mr

### Crimes and punishments

(*See also* Order and decency, 104; also various special offenses under subject)

- 2555** Repealing certain acts relating to crimes. **N. J.** 86, 22 Mr
- 2556** **Lynching.** Law to prevent lynching; attorney general may prosecute; taking of prisoner from officer *prima facie* evidence of failure on part of officer to perform duty and shall be the duty of prosecuting attorney or attorney general to institute impeachment proceedings. **Ind.** 218, 6 Mr
- 2557** **Homicide.** Fixing punishment for assault with intent to kill or *to do great bodily harm*. Amending R.S.'89 §3490. **Mo.** p.161, 22 Ap

- 2558 Maximum punishment for murder in the second degree to be imprisonment for *life* [formerly 30 years]. Amending P.S.'91 ch.278 §5. N. H. 24, 1 Mr
- 2559 Rape. Penalty for carnal abuse of female under 16, *one* [formerly five] to 21 years imprisonment. Amending Digest '94 §1865. Ark. 12, 13 F
- 2560 Penalty for indecent assault upon female under 12 years not more than five years imprisonment. Ct. 61, 19 Ap
- 2561 Age of consent 17 [formerly 18] years. Amending '95, 39. Ari. 23, 11 Mr
- 2562 Age of consent 18 [formerly 14] years. '95 p.19 reenacted to correct illegality in passage. (Amending '93 p.10). Id. p.167, 7 F
- 2563 Age of consent 16 [formerly 14] years. Amending G.S. §6523. Minn. 72, 20 Mr
- 2564 Age of consent 16 [formerly 14] years. Vt. 118 19 N '98
- 2565 Other sexual crimes. (See also Public morals—order and decency, 104) Prosecution for seduction to be suspended on marriage; revived on desertion or suit for divorce; wife may testify. Ark. 22, 28 F
- 2566 Penalty for seduction of girls under 18. Ill. p.148, 19 Ap
- 2567 Amending definition of bigamy; record evidence of marriage not necessary. Ind. 239, 6 Mr
- 2568 Minor amendment to C.S.'97 §6871 relating to adultery. Neb. 106, 31 Mr
- 2569 Fixing punishment for unnatural and lascivious acts. Amending P.S.'91 ch.272. N. H. 33, 7 Mr
- 2570 If defendant in seduction offers marriage prior to pleading to indictment, prosecution shall be dismissed. Amending Pen.C.'95 art.969. Tex. 47, 25 Mr
- 2571 Fornication with chaste sane female under 18 [formerly 14] punishable by not over four years in state prison or not over \$500 fine or both. Amending R.S.'98 §4580. Wis. 99, 30 Mr
- 2572 Burglary. Definition of burglary in second degree amended (R.S.'89 §3526). Mo. p. 161, 31 My; p.162, 22 Ap
- 2573 Possession of burglars' instruments felony. Mo. p.164, 11 My
- 2574 Making, mending or possessing burglars' tools prohibited. N. H. 5, 14 F
- 2575 Defining burglary of a private residence; punishment any term not less than five years. Amending P.C.'95 ch.6. Tex. 178, 5 Je
- 2576 Larceny. Law relating to reward for information against horse-thieves amended slightly (G.L.'88 §134). Ct. 96, 11 My

- 2577** Obtaining by false pretense, converting or secreting with intent to convert personal property of another, whether in possession or not, is larceny; does not apply to false pretense as to ability to pay, when payment is due after delivery, unless in signed writing. **Mass.** 316, 28 Ap
- 2578** Stealing of fowls punishable by fine and imprisonment. **B. I.** 672, 24 My
- 2579** Definition of grand larceny amended (R.S.'98 §4359). **U.** 30, 9 Mr
- 2580** Embezzlement. Amending G.S.'97 ch.100 §95 defining embezzlement and fixing penalty. **Kan.** 139, 4 Mr
- 2581** False pretenses. Penalty for obtaining property under false pretenses amended ('95, 182). **Ct.** 141, 31 My
- 2582** Minor amendments to C.S.'97 §6790 relating to obtaining money under false pretenses. **Neb.** 104, 7 Mr
- 2583** Defrauding hotel keepers. Misdemeanor to procure entertainment with intent to defraud. **Ark.** 165, 8 My
- 2584** Person who obtains accommodations at hotel or boarding house with intent to defraud to be guilty of misdemeanor. **Kan.** 145, 4 Mr
- 2585** Misdemeanor to obtain board or lodging by fraud and without paying; hotel keepers to post copies of act. **Tex.** 101, 10 My
- 2586** Obtaining board or lodging without payment punishable by fine of \$10 to \$50 or imprisonment 10 to 60 days. **Wash.** 27, 6 Mr
- 2587** Misdemeanor to defraud keeper of hotel, inn, boarding house or restaurant; punishment *fine \$25 to \$200 and imprisonment from 10 to 30 days* [formerly not over six months]; *innkeeper's duty to provide honest servants; liability limited to \$250 on any property except money or jewelry, provided notice is posted requiring valuables to be deposited.* Amending C.'91 ch.145 §32. **W. Va.** 48, 24 F
- 2588** Miscellaneous frauds. Conversion. After one year's imprisonment for failure to pay penalty for fraudulent marriage, court may release. Amending '95 ch.78. **Ind.** 184, 4 Mr
- 2589** Executing second deed fraudulently a felony if property be worth \$50, a misdemeanor if worth less; disposing of mortgaged chattels worth \$50 a felony, if worth less a misdemeanor. Amending R.S.'89 §3569-70. **Mo.** p.162, 15 My
- 2590** Agents or employees making false entries with intent to defraud, guilty of felony. **N. M.** 36, 11 Mr
- 2591** Person purchasing a stock of goods, wares etc. of another, must be furnished list of creditors of vendor, otherwise sale presumed fraudulent. **Or.** p.248, 24 F

- 2592 **Trespass. Malicious mischief.** Penalty for malicious mischief amended (R.S.'89 §3586). **Mo. p.163, 24 My**
- 2593 **Misdemeanor to enter inclosed lands of another after being forbidden or to enter and curse, insult and annoy owner or any person rightfully there.** Amending '93, 9. **W. Va. 59, 25 F**
- 2594 **Vagrancy.** Punishment for tramps 60 days to 10 months; trial justices and municipal and police courts have jurisdiction. Amending '89 ch.288 §2. **Me. 130, 17 Mr**
- 2595 **Vagrants to be imprisoned not over 90 days in jail [formerly or not over six months in poorhouse, at discretion of justice].** Amending R.S.'98 §1546. **Wis. 91, 30 Mr**
- 2596 **Miscellaneous crimes.** Penalty for destruction of trailing arbutus. **Ct. 102, 11 My**
- 2597 **Misdemeanor to fell tree so as to break another's fence or obstruct road over two hours.** **Fla. 119, 2 Je**
- 2598 **Penalty for obstructing railroad trains or street cars. '93 p.68 reenacted to correct illegality in passage.** **Id. p.182, 9 F**
- 2599 **Prohibiting wearing of spiked shoes in public building, hotel, depot, car or steamboat; act to be posted.** **Me. 5, 10 F**
- 2600 **Felony to break into or enter barn, granary or outbuilding in night with intent to commit crime.** **Mich. 34, 11 Ap**
- 2601 **Penalty for stealing fruit or injuring trees or vines [formerly in July to October] \$1 [formerly \$5] to \$100.** Amending C.L. §11,645. **Mich. 62, 2 My**
- 2602 **Felony to advocate polygamy.** **Mich. 249, 15 Je**
- 2603 **Breaking into schoolhouse or church a misdemeanor; penalty.** **Mo. p.164, 17 My**
- 2604 **Penalty for taking notes, bonds and choses in action out of state for suit in foreign state against resident debtor.** **Mo. p.166, 14 Ap**
- 2605 **Amending punishment for conspiracy and aid to lotteries. ('98 ch.235 §37,58).** **N. J. 87, 22 Mr**
- 2606 **Verbal amendment to C.L.'97 §1082 relating to penalty for mutilating the body of a person.** **N. M. 80, 16 Mr**
- 2607 **Amending Pen.C. §564 relating to false personation.** **N. Y. 327, 17 Ap**
- 2608 **Fixing penalty for abduction of children under 16.** Amending G.L. ch.277 §21. **B. I. 617, 2 Mr**
- 2609 **Digging or pulling ginseng prohibited from March 15 to September 15.** **S. C. 64, 2 Mr**
- 2610 **Whitecapping defined; imprisonment two to five years.** **Tex. 126, 20 My**
- 2611 **Felony to burn building erected or used for public purposes.** Amending C.'91 ch.145 §4. **W. Va. 3, 20 F**



- 2612** Minor amendment to R.S.'98 §4499 regarding false personation of county officers. Wis. 36, 23 Mr
- 2613** Punishment for mayhem not over 15 [formerly five] years or \$200 to \$5000 [formerly \$1000] or both. Amending R.S.'98 §4372. Wis. 70, 30 Mr
- 2614** Felony to burn *farm machinery or any other personal property*. Amending R.S.'98 §4403. Wis. 240, 22 Ap

## State and local government

(See also Political regulations, 540; Finance, 1069; Courts, 1904; New constitutions, p. 354; see also special subjects, Education, Charities, etc.)

### General

- 2615** Public officers. State fee and salary commission created to serve two years; investigate entire subject of official fees and salaries of state, county and township officers. Ind. 147, 3 Mr
- 2616** Incoming officer to complete all unfinished business begun by his predecessor; *duty of sheriff specially mentioned*. Amending R.S.'87 §487. Ari. 18, 4 Mr
- 2617** Limiting the absence from the state of state, district and county officers. Amending R.S.'87 §326, 1826. '97 p.15; '90-91 p.21 *reenacted to correct illegality in passage*. Id. p.13, 2 F
- 2618** When state, city or county officer has been successful in a trial brought to remove him from office, or to convict him of crime in the performance of his duty, his expenses in the legal proceedings must, on approval by court, be paid by state, city or county. N. Y. 700, 25 My
- 2619** Referring to next legislature amendment to constitution making the giving or acceptance of frank or free pass bribery. Wis. j. r. 8, 13 Ap
- 2620** All officers having custody of money to give bond; surety companies may be accepted on such bonds and premium due paid from public funds. Wy. 94, 21 F
- 2621** Official oath amended (R.S.'87 §350). '95 p.14 *reenacted to correct illegality in passage*. Id. p.234, 14 F
- 2622** Civil service. Revision of law; "fitness" examination abolished; mayor may appoint city civil service commission, but its rules may be amended or suspended by state commission; classification of service; certain positions exempt; soldiers preferred. N. Y. 370, 19 Ap

- 2623 Establishing civil service rules for employees of police and fire departments in cities of 100,000 to 1,000,000; an ex officio board; chief examiner. Pa. 25, 4 Ap
- 2624 Regulating appointment and discharge of employees in police, fire, engineering or sanitary departments of taxing districts; quarterly examinations of applicants; dismissals only after hearing; retirement on one third salary; pensions for families of employees killed on duty. Tenn. 61, 28 Ja
- 2625 *Records. Commissioner of public records* [formerly secretary of commonwealth] to furnish ink for records; *approved typewriters allowed*; penalty \$5 to \$50. Repealing '94, 378; '98, 510. Mass. 354, 9 My
- 2626 County, city and township records not to be removed from custodian's office except on order of competent court or on subpoena duces tecum. Mich. 92, 1 Je
- 2627 Provincial records and papers to be removed to state library; secretary of state to report plan for arranging and indexing. N. H. 63, 10 Mr
- 2628 No fee for searching public record. Tenn. 323, 22 Ap
- 2629 Altering or injuring public records a felony; fine up to \$5000 or one to five years imprisonment; cumulative of all other laws. Tex. 163, 5 Je
- 2630 Verbal change in R.S.'98 §4149 as to certified copies of public records. Wis. 351, 4 My
- 2631 *Miscellaneous.* Public buildings of the state and of the various counties to be insured. N. M. 26, 1 Mr
- 2632 Supplies for state and county institutions to be purchased, as far as practicable, within the state and county respectively. S. D. 130, 2 Mr
- 2633 Contractors on public work to give bond to pay laborers and material men. Tenn. 182, 17 Mr

### State government

**Officers and departments.** (See also Elections, 552; Legislature, 715, and special officers under specific heads, as Charities, Railways, etc.)

- 2634 Offices of deputy treasurer, deputy auditor and deputy secretary of state created salary, \$1800; bond. Mon. p.86, 7 Mr
- 2635 Secretary of state, auditor, treasurer and superintendent of public instruction may each appoint one deputy, who shall also act as clerks to state board; salary \$125 a month. Wy. 35, 16 F
- 2636 *Appointment. Terms.* Term of territorial officers appointed by governor to be two years. Ari. 9, 21 F

- 2637 Term of state and district officers amended. Id. p. 67, 2 F
- 2638 When secretary of state, auditor, attorney general or superintendent of public instruction is temporarily unable to perform his duties, governor to appoint a substitute. '90-91 p.39 reenacted to correct illegality in passage. Id. p.21, 2 F
- 2639 **Fees. Salaries.** Salaries of state and district officers to be paid quarterly. '90-91 p.204 reenacted to correct illegality in passage. Id. p.142, 7 F
- 2640 State officials whose duties require travel, unpaid boards and others who act occasionally shall be allowed actual reasonable expenses. Mass. 459, 2 Je
- 2641 Forbidding the acceptance by state officers of rebates or extra compensation in addition to that provided by law. S. C. 66, 6 Mr
- 2642 **Miscellaneous.** Territorial officers to make their reports by October 1. Repealing '97, 14. Ari. 28, 11 Mr
- 2643 State officers to procure bonds from surety company in lieu of personal bond now required by law; premium to be paid by state. Ct. 112, 20 Je
- 2644 General state officers may close their offices at noon Saturdays. R. I. 699, 31 My
- 2645 Abolishing board to regulate employment of extra help in state departments. Amending R.S.'98 §169. Wis. 290, 28 Ap
- 2646 Treasurer and auditor to report biennially to governor. Wy. 64, 20 F
- 2647 **Governor.** Total compensation of lieutenant governor \$1800 [formerly \$1800 and \$10 a day during sessions of legislature]. Nev. 37, 7 Mr
- 2648 \$500 a year may be appropriated for clerical service for governor. Amending '76, 28. N. J. 60, 21 Mr
- 2649 **Secretary** [formerly private secretary] to be appointed by governor and paid salary of \$4000. Amending '92 ch.683 art.1 §3. N. Y. 11, 21 F
- 2650 Contingency fund of \$500 a year at disposal of governor. N. D. 66, 7 Mr
- 2651 In addition to salary, \$1500, governor to be paid expenses of himself and staff not to exceed \$1000. Vt. 129, 30 N '98
- 2652 Executive clerk of governor; term; salary; provision for governor's stenographer repealed. Amending Vt.S. §210, 216, 5344. Vt. 130, 30 N '98
- 2653 **Secretary of state.** (See also Public documents and printing, 769) Additional clerk in office of secretary of state. Cal. 105, 20 Mr
- 2654 Salary of chief of corporation division in department of state \$1500. Mich. 33, 11 Ap

- 2655 Salary of chief of building and loan division of department of state \$1500. Supplementing '95, 269. Mich. 156, 23 Je
- 2656 Fees of secretary of state amended (R.S.'89 §5030). Mo. p.217, 24 My
- 2657 Amending P.C.'95 §410 relating to fees of secretary of state. Mon. p.47, 2 Mr
- 2658 To receive salary of \$2500 [formerly \$800 and certain fees]. Amending P.S.'91 ch.286 §3. N. H. 104, 11 Mr
- 2659 Revision of fees in office of secretary of state. Tenn. 2, 25 F; 209, 7 Ap
- 2660 To give \$25,000 bond with six sureties. Amending R.S.'95 art.2801. Tex. 4, 7 F
- 2661 Correcting R.S.'98 §140 as to employment of chief clerk by secretary of state. Wis. 351, 4 My
- 2662 Amending '90-91 ch.95 §13 as to fees of secretary of state. Wy. 69, 21 F
- 2663 State treasurer. (*See also* State finance, specially Audit and account, 1072) Bond to be \$150,000 [formerly \$250,000] and may be executed by guarantee companies; state to pay premium. Ala. p.242, 1 D '98
- 2664 Bond \$125,000 [formerly \$75,000]. Amending R.S.'93 ch.24 §11; '71 ch.24 §5. Del. 201, 16 Mr
- 2665 May appoint deputy treasurer. '93 p.150 reenacted to correct *illegality in passage*. Id. p.220, 10 F
- 2666 Additional bond may be required of treasurer by governor and state auditor [formerly legislature]; *premium for corporate security may be paid*. Amending G.S. §340. Minn. 95, 25 Mr
- 2667 May appoint deputy to serve during his pleasure; salary \$2000 [formerly \$1800]. Minn. 2898, 20 Ap; 302, 20 Ap
- 2668 Salary of deputy state treasurer \$1400 [formerly \$1500]. Nev. 65, 14 Mr
- 2669 Bonds to be purchased by state from surety company. N. H. 141, 11 Mr
- 2670 Duties amended slightly (R.S.'98 §2428). U. 67, 9 Mr
- 2671 State auditor. Controller. (*See also* State finance, specially Audit and account, 1072) Salary of auditor amended (Code '96 §1996). Ala. p.76, 30 N '98
- 2672 Creating office of expert controller; salary \$2000. Repealing '95, 71. Cal. 109, 20 Mr
- 2673 Auditor may employ messenger; salary \$900. Mass. 151, 16 Mr
- 2674 Creating chief clerk for auditor general; salary \$1500; assistant \$1400. Mich. 161, 23 Je
- 2675 Duties of auditor amended slightly (R.S.'98 §2421, 2423). Repealing R.S.'98 §2422-23. U. 69, 9 Mr

- 2676 Attorney general.** Salary \$2500 [formerly \$1500]. Amending Digest '94 §6814. Ark. 151, 8 My
- 2677 Duties slightly amended; annual** [formerly biennial] report to general assembly [formerly or governor]. Amending '97 ch.191 §2, 5. Ct. 155, 2 Je
- 2678 To prosecute all civil actions brought in name of state or of state ex rel. state boards; no bond for costs or damages.** Ind. 133, 2 Mr
- 2679 Creating chief law clerk for attorney general; salary \$1500.** Mich. 161, 23 Je
- 2680 Salary of second assistant attorney general \$2000** [formerly \$1500]. Repealing G.S. §7963 ¶3. Minn. 139, 8 Ap
- 2681 Allowed an additional law clerk.** Pa. 89, 28 Ap
- 2682 Revision of law as to attorney general; term four** [formerly two years]; salary \$2000 [formerly \$1200]. Wy. 22, 15 F
- 2683 Miscellaneous officers.** Salary of commissioner of public works \$2500 [formerly \$3000]. Repealing '93, 232; '97, 28. Cal. 126, 21 Mr
- 2684 State examiner authorized to appoint assistants.** N. D. 151, 8 Mr
- 2685 Fees of state engineer.** Amending '95 ch.45 §4 and ch.62 §6. Wy. 79, 21 F

**Miscellaneous**

- 2686 Contractors on state work to give bond to pay for labor and material.** Wis. 292, 28 Ap
- 2687 Boundary.** Commission on northern boundary of state authorized. Ga. j. r. p.402, 20 D '98
- 2688 Establishing boundary between Massachusetts and New Hampshire.** Mass. 369, 12 My
- 2689 Establishing portion of boundary between Massachusetts and Rhode Island.** Mass. 476, 3 Je; R. I. 683, 26 My
- 2690 Providing for the institution of an action in supreme court or for creation of commission to determine boundary between Missouri and Nebraska.** Mo. p.147, 18 My
- 2691 Authorizing joint commission to settle boundary between Washington and Oregon.** Wash. j. r. p.377, 3 Mr
- 2692 Immigration.** Board of immigration commissioners abolished. Repealing '95, 70. Ari. 3, 24 Ja
- 2693 County commissioner of immigration may be appointed in counties having assessed valuation of \$6,000,000.** Ari. 45, 15 Mr
- 2694 Establishing a bureau of immigration, labor and statistics in accordance with state constitution; to collect and publish information concerning resources and labor interests of state; term of commissioner two years.** Id. p.394 2 Mr

- 2695 Bound of agriculture to promote immigration. Repealing '97, 85.  
N. C. 377, 4 Mr; 720, 8 Mr
- 2696 Annual appropriation of \$500 for printing to promote immigration.  
N. D. 101, 6 Mr
- 2697 Establishing state board of immigration. Wis. 279, 27 Ap
- 2698 Repealing '88, 34 authorizing publications to encourage immigration.  
Wy. 64, 20 F
- 2699 Capitol. Creating board of capitol commissioners to erect new capitol; not to exceed \$1,000,000. Ark. 128, 17 Ap
- 2700 Office of custodian of state capitol created; duties; reports; police power. Kan. 242, 4 Mr
- 2701 State capitol decorations, cabinets, specimens, etc. not to be loaned or received from state buildings. Nev. 54, 10 Mr
- 2702 Board of capitol commissioners to consist of *governor*, lieutenant-governor, *secretary of state*, state controller and state treasurer; governor chairman; record of transactions. Amending '87 ch.34. Nev. 59, 11 Mr
- 2703 Creating office of superintendent of capitol; salary \$900; term two years. Tenn. 198, 14 Mr
- 2704 Buildings. Providing for a governor's residence; \$50,000. Cal. 60, 7 Mr
- 2705 Creating fund to maintain governor's residence; \$2500 a year. Cal. 115, 20 Mr
- 2706 Appropriating \$25,000 for an executive mansion. Neb. 72, 1 Ap
- 2707 State architect of public buildings to be appointed; term of office four years; salary \$5000. Ill. p.79, 24 Ap
- 2708 Capitol commissioner hereafter to be known as state architect; assistants; duties. Repealing '93 ch.227 §6-12. N. Y. 566, 12 My
- 2709 \$20,000 appropriated for construction of electric light plant for capitol and executive mansion. Ill. p.48, 21 Ap
- 2710 Powers of constable given to custodian of public buildings, his appointees, state house engineer and assistants, in state house and grounds. Ind. 10, 3 F
- 2711 Repealing R.S.'89 ch.150 relating to contract for lighting state buildings by electricity. Mo. p.363, 31 My
- 2712 Property supplies. Creating custodian of public documents and supplies; appointed by secretary of state; salary \$1200. Minn. 137, 7 Ap
- 2713 Inventory of all personal property belonging to state to be filed by officials with secretary of state on taking office. Tex. 171, 5 Je

- 2714 Custody and disposal of unused office supplies by sergeant-at-arms; furnishing of stationery and office supplies to state officers. **Vt.** 136, 30 N '98
- 2715 Superintendent of public property to advertise for bids for stationery in Madison and Milwaukee [formerly Chicago also]. Amending R.S.'98 §289. **Wis.** 35, 23 Mr
- 2716 State examiner to keep inventory of chattels belonging to state; state officers and boards to furnish such inventory annually. **Wy.** 62, 20 F
- 2717 Institutions. Joint committees to investigate state institutions. **Ari.** p.87, 21 Ja
- 2718 Institutions supported wholly or in part by state to file with controller, on request, a quarterly financial statement. **Ct.** 194, 15 Je
- 2719 Committees to visit state institutions shall consist of not more than three from senate and nine from house; expenses. **Ga.** p.109, 20 D '98
- 2720 Expenses of legislative committee to visit state institutions to be paid by state treasurer on auditor's warrant. Amending '97 ch.16. **Ind.** 2, 16 Ja
- 2721 Boards of trustees of certain state institutions to receive \$300 and expenses not to exceed \$100. **Ind.** 208, 6 Mr
- 2722 Cities under 10,000 may issue bonds not over \$16,000 for sites for state institutions. **Minn.** 296, 19 Ap
- 2723 In purchasing supplies for state institutions preference is to be given to products raised in the state. **N. Y.** 32, 28 F
- 2724 State revenue agent shall investigate all state institutions when required by governor. Amending R.S.'95 art.5058. **Tex.** 23, 9 Mr
- 2725 Flag. Seal. Flower. Submitting constitutional amendment providing for state flag. *Vote November 1900.* **Fla.** j. r. 4
- 2726 Adopting design for great seal. '90-91 p.215 reenacted to correct illegality in passage. **Id.** p. 147, 7 F
- 2727 State seal to be "the great seal of the state" and to be kept by governor. Amending Vt.S. §175. **Vt.** 5, 29 N '98
- 2728 White and lavender columbine to be state flower. **Col.** 139, 4 Ap
- 2729 Oregon grape, *Berberis aquifolium*, to be state flower. **Or.** p.1131, 91 Ja
- 2730 State parks. Misdemeanor to injure trees or deposit rubbish in Mackinac island state park; superintendent may appoint special police. Amending '95, 222. **Mich.** 133, 21 Je
- 2731 Cessions to United States. Ceding jurisdiction to United States over all lands that shall be acquired by it for public purposes. **Ct.** 37, 5 Ap; **Ill.** p.375, 11 Ap; **Minn.** 83, 22 Mr; **N. Y.** 242, 5 Ap

- 2732** Ceding jurisdiction to United States over lands purchased for public purposes. '95 p. 21 reenacted to correct illegality in passage. Id. p.235, 14 F

## County and township government

(See also Local finance, 1420; also specific functions of counties and towns—Roads, Charities, Jail, Drainage, etc.)

### Organization. Creation

- 2733** General. General law regulating county business; creating county council of seven members with exclusive power to fix taxes and appropriations, borrow money, buy and sell county real estate. 22p. Ind. 154, 3 Mr
- 2734** New counties. Duties of commissioners of elections amended as to contests in elections for formation of new counties or changing county lines ('96, 35). S. C. 46, 28 F
- 2735** County seats. County lines may be changed when part of county seat city lies in adjoining county; area of counties not to be reduced below 475 square miles. Amending '97, 308. Minn. 32, 1 Mr
- 2736** Petition to change county seat not to be circulated or filed for five years after special election. Amending G.S. §651. Minn. 112, 3 Ap
- 2737** Removal of county seat must be submitted to vote on petition of three fifths [formerly two thirds] of electors. Amending R.C.'95 §1881. N. D. 70, 9 Mr
- Commissioners. Supervisors** (See also Administration of justice—County courts, 1980; in many southern states these have general administrative duties)
- 2738** Creating county board of commissioners to consist of an elected supervisor and two commissioners appointed by the governor on recommendation of members of the general assembly from the county; such board to have functions of county supervisor, county board of commissioners and township boards of commissioners. S. C. 1, 12 Ja; 2, 2 Mr; 86, 6 Mr
- 2739** Election. Term. Judge of superior court may fill vacancies in commissioners of roads and revenues where law fails to provide for such cases. Ga. p.93, 20 D '98
- 2740** Amending term of office of county commissioners. N. M. 30, 9 Mr
- 2741** One [formerly two] county commissioner for two years and one for four years to be chosen at each general election. Repealing R.S. §1799. Wy. 11, 9 F
- 2742** Salaries. Fixing salaries of supervisors in counties of first class. Ari. 25, 11 Mr



- 2743 Regulating salaries of county commissioners. Ind. 241, 6 Mr
- 2744 Salary of commissioners of counties of 200,000 \$1200. .  
Minn. 28, 25 F
- 2745 Generally amending G. S. §665 as to pay of commissioners.  
Minn. 177, 14 Ap
- 2746 Amending compensation of commissioners ('97, 60).  
N. M. 25, 1 Mr; 24, 1 Mr
- 2747 Compensation of commissioners of counties of less than 50,000  
amended. Or. p.232, 22 F
- 2748 Meetings. To be held in September and June [formerly July].  
Amending R.S.'97 ch.34 §49. Ill. p.363, 22 Ap
- 2749 Call for special meeting of county commissioners to state busi-  
ness to be done; unlawful to transact any other.  
Ind. 47, 17 F
- 2750 Commissioners in counties of less than 25,000 to meet regularly  
on first Mondays of January, April, July and October.  
Kan. 96, 4 Mr
- 2751 In counties of 50,000 to meet at least twice each week; salary.  
Kan. 97, 4 Mr
- 2752 To meet on first *Tuesdays* [formerly Mondays] of January, April,  
July and October. Amending Ann.S.'99 §880. S. D. 66, 4 Mr
- 2753 Powers. Miscellaneous. Time of taking official oath by county  
commissioners amended (R.S.'87 §355). '95 p.139 reenacted to  
correct illegality in passage. Id. p.67, 2 F
- 2754 Amending publication of records of county commissioners and  
manner of appealing from their acts (R.S.'87 §1759, 1776-79).  
'95 p.50 reenacted to correct illegality in passage.  
Id. p.248, 14 F
- 2755 Proceedings of supervisors in counties having cities of 250,000  
may in addition to regular pamphlet volume be printed in daily  
newspaper. Amending '92 ch.686 §18. N. Y. 203, 1 Ap
- 2756 Chairman of board of commissioners may administer oaths.  
N. C. 89, 13 F
- 2757 Commissioners may appoint a clerk; exception. Pa. 53, 18 Ap
- 2758 When commissioners' courts can not secure publication of notices  
at legal rates, copies shall be posted at courthouse and in each  
commissioner's district. Tex. 31, 15 Mr
- 2759 Chosen freeholders. Amending duties and salary of clerk of  
board of chosen freeholders ('79, 169).  
N. J. 29, 15 Mr; 216, 24 Mr
- 2760 Incorporated towns not part of any township to be entitled to  
representation on board of chosen freeholders.  
N. J. 82, 22 Mr

- 2761 Amending R.S.'46 p.181 relating to chosen freeholders; term of office in counties of less than 150,000. N. J. 170, 24 Mr
- Officers.** (*See also* Recorders of deeds, 1540)
- 2762 **General.** Manner of drawing jurors for trial of impeachment proceedings against member of court of county commissioners, board of revenue or jury commission. Ala. p.105, 23 F
- 2763 County commissioners may remove for cause after hearing justices of the peace and other county officers not liable to impeachment. Wy. 7, 7 F
- 2764 Governor may order attorney general to investigate cases against county officers and present them to district court in case county prosecutor fails to act. Wy. 96, 21 F
- 2765 County officials not to buy goods for county use from any store in which they or their relatives by blood or marriage are interested, unless by sanction of majority of board; or unless purchase is as cheap as elsewhere. Ga. p.105, 22 D '98
- 2766 County commissioners to provide public offices for sheriff, surveyor and county superintendent of schools. Ind. 205, 6 Mr
- 2767 Semiannual bills for postage of county treasurer, auditor and register may exceed \$15. Amending G.S. §644. Minn. 332, 20 Ap
- 2768 Amending P.C.'95 §4333 relating to amount of bonds of county officers. Mon. p.77, 7 Mr
- 2769 Filling of vacancies in county offices amended (R.S.'93 §212). S. C. 54, 28 F
- 2770 Unintentional failure of county officer to file bond or take oath does not cause vacancy. Amending R.S.'98 §701. Wis. 3, 28 F
- 2771 **Saturday half holiday.** Clerks in county and municipal offices in cities of 300,000 and counties adjoining such cities to have half holiday Saturday afternoons. Mo. p. 64, 13 My
- 2772 **Salaries. Fees.** Generally amending compensation of county and district officers; counties reclassified for purposes of this act. Amending '91 p.807. Col. 134, 11 Ap
- 2773 Fees and compensation of county officers amended (R.S.'87 §276, 2145, 2161). '90-91 p.174; '93 p.39; '97 p.61 reenacted to correct illegality in passage. Id. p.116, 9 F
- 2774 Fixing maximum and minimum salaries for county officers; county commissioners to determine exact amount; manner of payment. Id. p.405, 7 Mr
- 2775 Fixing salaries and fees of certain county officers. Amending certain sections of '97, 131. Kan. 141, 4 Mr
- 2776 Salaries in counties of 500,000 to 800,000 amended ('91, 240). Pa. 9, 21 Mr

- 2777** County board may pay deputy county clerk and deputy treasurer. Amending R.S.'98 §706, 711. **Wis.** 155, 11 Ap
- 2778** County treasurer. (*See also* Local finance, specially Audit and account, 1478) May appoint deputy treasurers in counties having assessed valuation of \$3,000,000. **Arl.** 53, 16 Mr
- 2779** Amending C.L. §2548 as to fees of treasurers for transcripts. **Mich.** 211, 1 Je
- 2780** Commissioners may allow \$800 clerk hire for treasurers where salary is fixed by special laws. **Minn.** 89, 22 Mr
- 2781** Verbal correction of P.C.'95 §4638 relating to fees of treasurer. **Mon.** p.40, 22 F
- 2782** May be removed by governor. Amending '92 ch.681 §23. **N. Y.** 238, 4 Ap
- 2783** Fixing salary of treasurer. Amending R.C.'95 §2080. **N. D.** 67, 9 Mr
- 2784** Bond not to be less than \$2000 [formerly \$1000]; to be executed by surety company; premium paid by county. **N. D.** 116, 2 Mr
- 2785** To enter office first Monday in October after election. **Okl.** 11 art.5, 2 Mr
- 2786** Salaries of county treasurers fixed. **Or.** p.246, 24 F
- 2787** Auditor. Controller. (*See also* Local finance, specially Audit and account, 1478) Fixing salary of auditors. Amending R.C.'5§2073. **N. D.** 56, 8 Mr
- 2788** Where auditor does not receive maximum legal salary he may retain transfer fees. Amending '97 ch.126 §95. **N. D.** 135, 10 F
- 2789** Duties of controller in counties coextensive with cities of 1,000,000 amended slightly ('91, 13). **Pa.** 129, 5 My
- 2790** County clerk. County clerk of city and county of 120,000 may appoint deputies. **Cal.** 26, '80, as amended by '91, 7. *Unconstitutional.* Legislature can not pass special or local laws creating offices in cities and counties. *City and county of San Francisco v. Broderick*, 57 P. 887.
- 2791** To provide books and blanks for assessors, town clerks and treasurers. Amending R.S.'98 §1032. **Wis.** 171, 13 Ap
- 2792** Surveyor. Duties of county surveyor; manner of surveying and marking county lines; fees. '97 p.19 reenacted to correct *illegality in passage*. **Id.** p.295, 16 F
- 2793** To have same compensation for work done by deputies as though done by themselves. Amending '91 ch.30. **Ind.** 88, 24 F
- 2794** Surveyors' minutes of surveys to be filed with registers of deeds. **Mich.** 195, 10 My

- 2795 Amending C.S.'97 §3109 relating to fees of surveyor; in counties of 50,000 salary to be paid and fees turned over to treasurer. **Neb. 32, 24 Mr**
- 2796 Protecting meridian monuments and standards of measure at county seats; surveyors to test their instruments annually. **N. C. 665, 8 Mr**
- 2797 Duties of county surveyor. **Okl. 11 art.4, 2 Mr**
- 2798 Salary amended (R.S.'98 §2057). **U. 71, 9 Mr**

**Miscellaneous**

- 2799 Courthouses and buildings. Misdemeanor to mar county buildings; county commissioners may appoint county police. **Mass. 196, 28 Mr**
- 2800 Bonds not exceeding \$425,000 for public buildings may be issued by counties of 50,000 to 150,000. Amending '95, 285. **N. J. 142, 24 Mr**
- 2801 General law regulating letting of contracts for public buildings, by county commissioners. **Ind. 110, 27 F**
- 2802 Authorizing county commissioners to condemn land for public buildings; procedure. **Ind. 54, 22 F**
- 2803 Unlawful for commissioners to construct courthouses in counties of over 25,000 unless 500 resident freeholders petition. **Ind. 53, 21 F**
- 2804 Amending erection of county courthouses and clerk's and recorder's offices (R.S.'89 §3107, 3108). **Mo. p.134, 5 My**
- 2805 County record. (*See also* Recorders of deeds, 1540) When new county is created, records affecting its real estate are to be copied. **N. M. 70, 16 Mr**
- 2806 Probate clerk, as ex officio recorder, to make indexes to all instruments affecting real estate to other documents required to be recorded. **N. M. 80, 16 Mr**
- 2807 Miscellaneous. Amending '91 ch.83 §3 relating to county printing. **Arl. 17, 3 Mr**
- 2808 Submitting constitutional amendment requiring county commissioners to divide county into five districts. *Vote November 1900.* **Fla. j.r. 3**
- 2809 When county lines have been changed, commissioners may district county at special meeting of board. Amending R.S.'87 §1748. **Id. p.164, 7 F**
- 2810 Stationery for county officers to be purchased by *committee consisting of auditor, treasurer and chairman of commissioners* [formerly by board of commissioners]; advertising not required. Amending R.C.'95 §1906, 1925. **N. D. 59, 9 Mr**
- 2811 Furnishing of stationery and office supplies to county clerks. **Vt. 136, 30 N '98**

- 2812 Counties to procure their own blanks. Repealing '97, 35 requiring state printer to furnish. Wash. 84, 13 Mr

### Townships

- 2813 **General.** General law creating township advisory boards with power to reject trustee's estimates, levy township tax, audit trustee's accounts, accept or reject bids for work; duties of trustees. Ind. 105, 27 F
- 2814 General law relating to townships. Revision. N. J. 169, 24 Mr
- 2815 Classifying townships; general law for government of townships having 800 to square mile. Pa. 86, 28 Ap
- 2816 **Organization.** Any city composed of five or more congressional townships may organize its territory into one township. Ill. p.91, 24 Ap
- 2817 Limiting size and population of territory to be organized into towns; other amendments to '95, p.319 relating to alteration of town boundaries. Ill. p.362, 22 Ap
- 2818 Partially depopulated townships may be attached to adjoining townships; indebtedness. Kan. 277, 4 Mr
- 2819 County commissioners on petition of 13 voters may separate contiguous congressional townships embraced in separate organized towns. Minn. 197, 13 Ap
- 2820 Any congressional township or fractional township bordering on a lake containing more than 18 sections, may be organized into separate civil township; commissioners, auditor and county judge to distribute property and apportion debt. Amending R.C.'95 §2533-35. N. D. 60, 8 Mr
- 2821 Election for vacation of town to be held on petition of 30 freeholders constituting one third the legal voters; county board may vacate on majority vote. Wis. 253, 26 Ap
- 2822 **Meetings.** Towns may hold regular town meeting on general election day; terms of certain town officers. Amending '90, 569. N. Y. 145, 27 Mr
- 2823 Township meeting to be held on *second* [formerly first] Tuesday in March. Amending R.C.'95 §2540. N. D. 159, 6 Mr
- 2824 Town board may submit to vote change of place of town meeting. Wis. 338, 3. My
- 2825 **Officers.** Term of town treasurers to be *two* [formerly one] years; exceptions. Ct. 21, 21 Mr
- 2826 First selectman of any town may administer oaths. Ct. 42, 5 Ap
- 2827 Selectmen in towns of 15,000 to give bonds when they are financial agents of town. Ct. 191, 15 Je

- 2828 Township treasurer to make annual statement to township board; statement to be posted at township elections. Kan. 39, 5 Ja
- 2829 Constitutional amendment allowing legislature to abolish powers of township commissioners and overseers of highways. *Adopted April 1899.* Mich. j. r. 5
- 2830 Township board of supervisors to meet on *third* [formerly last] Tuesday of March. Amending '97, 140. N. D. 160, 21 F
- 2831 Term of supervisor to be *three* [formerly one] years. S. D. 84, 16 F
- 2832 Amending '97, 62 relating to place of holding elections and meetings of supervisors in civil townships. S. D. 85, 6 Mr
- 2833 Bonds of town officers to be recorded by clerk; certified copies may be used as evidence. Amending Vt.S. §2994. Vt. 61, 15 N '98
- 2834 Meetings of town supervisors may be held in adjoining town or city. Amending R.S.'98 §783. Wis. 86, 30 Mr
- 2835 Correcting R.S.'98 §4053 as to compelling witness to attend investigation by town board. Wis. 351, 4 My
- 2836 Buildings. Townships may, after vote, acquire land and build public buildings for township; restrictions. Kan. 278, 6 Mr
- 2837 Electors at any *biennial* [formerly annual] town meeting may vote money for townhouse; bonds may be issued. Amending '90 ch.569 §190. N. Y. 531, 5 My
- 2838 Records. Selectmen to keep volumes of town records in repair. Ct. 163, 9 Je
- 2839 Towns may pay for printing town records. Mass. 171, 21 Mr
- 2840 Town clerks to keep an index of deeds, mortgages etc. Amending G.L. ch.41. R. I. 663, 19 My
- 2841 Seals. Towns shall establish seals. Mass. 256, 10 Ap

Municipalities<sup>a</sup>—incorporation, powers

## General

- 2842 Incorporation. Governor to appoint a commission to revise and codify laws relating to cities and incorporated towns. N. J. 205, 24 Mr

<sup>a</sup> The usage of terms designating local bodies varies widely in different states. The word *municipality* is herein throughout used in its original and strictest meaning to designate any *densely populated*, incorporated community; thus including cities, villages, boroughs and "towns" (as a name for villages) but not including townships. Where the word *town* is used to designate in general the smallest division of the state regardless of dense population, it is grouped with township government, though in the case of the New England towns the nature of the government approaches more nearly that of a municipality than that of a western township.

In many states, municipalities, specially cities, are divided into classes according to population. As the classification varies widely, the limits of population designated thereby are in these references substituted for the number of the class.

- 2843** General law for the government of cities of 1000 to 15,000 and villages of 200 to 1000; mayor, clerk, treasurer and engineer to be elected for one year; police judge and councilmen for two years; village trustees to be five in number and to be elected for one year; corporate powers; duties of mayor and police judge. '93 p.97 reenacted to correct illegality in passage. Id. p.192, 10 F
- 2844** Cities and villages wishing to incorporate may frame charters under constitutional amendment. Amending '97, 280. Minn. 351, 20 Ap
- 2845** Municipalities under 3000 may disincorporate on petition of one half [formerly fourth] and two thirds [formerly majority] vote; delinquent property may be redeemed on payment of sum due had disincorporation not occurred. Amending '95, 125. Cal. 17, 17 F
- 2846** Reorganization of municipal corporations under higher or lower class to be submitted to vote on petition of one fifth of electors. Cal. 62, 8 Mr
- 2847** Town and village law (R.S.'87 pt1 t.13) amended as to election and duties of assessors and attorneys; as to powers of trustees and magistrates; territorial limits may be extended; other amendments. '90-91 p.159 reenacted to correct illegality in passage. Id. p.106, 9 F
- 2848** Providing for consolidation of incorporated cities, towns and villages. Id. p.359, 25 F
- 2849** Minor amendment to '97 ch.156 §1 relating to succession of a newly created municipality to property of municipalities out of which it is formed. N. J. 127, 23 Mr
- 2850** Election to abolish municipal corporation to be ordered on petition of 100 taxpaying voters, or of majority if majority is less than 100. Amending R.S.'95 art.617b. Tex. 145, 25 My
- 2851** Annexation. Minor amendments to '89 p.66 regarding annexation of parts of cities, towns and villages to cities, towns and villages. Ill. p.87, 12 Ap
- 2852** 50 [formerly five] freeholders may ask for annexation to municipality; municipality must contain 100 residents and \$5000 real estate. Amending '77, 121. Tenn. 312, 20 Ap
- 2853** Miscellaneous. Manner in which names of cities, towns and villages may be changed; petition; special election. '90-91 p.127 reenacted to correct illegality in passage. Id. p. 82, 2 F
- 2854** Municipal officers, when notified of intention to make conditional gift to city or town, shall call meeting to vote on acceptance. Amending '87, 11. Me. 44, 8 Mr

- 2855 Franchises.** Municipalities to grant no franchises for over 30 years; to reserve right to purchase property on expiration.  
 Fla. 198, 2 Je
- 2856** Repealing '91, 200 prohibiting councils in cities of 50,000 to 100,000 from altering or extending franchises of street railways, gas, electric light or steam heating companies. Ind. 50, 18 F
- 2857** Corporations dealing in artificial cold and refrigerating materials may dig up streets with consent of local authorities.  
 Mass. 453, 2 Je
- 2858** Franchises to be submitted to vote in cities of 36,000.  
 Tenn. 204, 12 Ap
- 2859 Direct legislation.** Referendum may be demanded by 40% of voters in incorporated towns, within 30 days after passage of any ordinance to purchase water or light plant or grant any franchise; if voters reject, no similar ordinance shall be enacted within three years.  
 Ind. 131, 2 Mr
- 2860** Manner of carrying into effect initiative and referendum as applied to municipal legislation; petition; publishing of law; ballots; election.  
 S. D. 94, 6 Mr

**Cities. Towns**

- 2861 Incorporation.** General law for the government of cities of less than 12,000 accepting it by vote. N. J. 52, 21 Mr
- 2862** General law for incorporation as cities of towns, boroughs or territory of over 5000. N. J. 268, '95. *Unconstitutional.* Provision that laws applicable to other cities, even if general, are not to apply to cities under this act makes the act a special one, and therefore unconstitutional. Mayor, etc. of Dover v. Grey, 42 A. 674.
- 2863** General law for the amending of town and city charters; any amendment not inconsistent with constitution and laws of state may be adopted on petition of majority of freeholders and majority vote of electors. S. C. 42, 2 Mr
- 2864** Generally amending laws governing cities of 36,000. 18p.  
 Tenn. 204, 12 Ap; 303, 20 Ap
- 2865** General act defining powers of unclassified cities specially chartered before adoption of present constitution.  
 Wash. 69, 13 Mr
- 2866** Amending '91, '97 for incorporation and government of cities of 100,000  
 Ind. 204, 4 Mr
- 2867** Generally amending '95, 215; '97, 239 as to incorporation of cities under 10,000. 19p.  
 Mich. 136, 21 Je
- 2868** "Establishment" of city corporation means "incorporation and organization of government"; village officers to act till city officers qualify. Amending '97, 61.  
 Minn. 52, 11 Mr



- 2869 Minor amendments to '97, 30 for government of certain cities of less than 12,000. N. J. 53, 21 Mr
- 2870 Any city, town, borough or township of 12,000 may incorporate as a city; officers and their powers; general regulations. N. J. 135, 24 Mr
- 2871 Generally amending '98, 182 for government of cities of 50,000 to 250,000. N. Y. 581, 12 My
- 2872 Petition for incorporation of city must be signed by 100 *real property taxpayers who are electors* [formerly by 100 electors]. Amending R.S.'98 §169. U. 55, 9 Mr
- 2873 Special election on advancing class of towns and cities may be called. Amending '90 ch.7 §16. Wash. 60, 13 Mr
- 2874 Actions involving validity of proceedings in adopting provisions of general city charter law limited to three months. Wis. 165, 12 Ap
- 2875 Newly created *city* detached shall have transcript of public records. Amending R.S.'98 §959 subdiv.8. Wis. 351, 4 My
- 2876 **Classes.** Classifying cities. S. D. 61, 4 F
- 2877 **Annexation. Division. Boundaries.** Cities and towns embracing two thirds the assessable property formerly contained in disincorporated municipalities not over 3000 may succeed to public property and debts. Cal. 18, 17 F
- 2878 Towns and cities may annex uninhabited territory. Cal. 41, 2 Mr
- 2879 Providing for division of incorporated towns. Ill. p.74, '91. *Unconstitutional.* Special law, not applying to all territories of at least one square mlie having 1000 population; defective title. *People v. Martin*, 178 Ill. 611.
- 2880 Cities and towns made liable for indebtedness on school property in annexed territory. Ind. 163, 3 Mr
- 2881 County commissioners to fix boundaries of cities and towns of 300 to 1500 on petition of five electors. Wash. 79, 13 Mr
- 2882 **Wards.** If any ward exceeds in population any three other wards combined, city must be redistricted into more nearly equal wards; officers already elected or appointed for old wards to serve their term. N. J. 4, 28 F
- 2883 **Buildings. Property.** City whose public buildings are damaged by cyclone may levy annual tax for restoring them. Ill. p.103, 24 Ap
- 2884 Land owned by city of 30,000 to 40,000 may under certain restrictions be sold by mayor and council to obtain funds for site and erection of public building; bonds for this purpose may be issued by cities of 15,000. Kan. 82, 1 Mr

- 2885 Vacation of public grounds in cities of 50,000 not allowed except on terms specified in resolution. **Minn.** 79, 21 Mr
- 2886 Cities of 50,000 may condemn land for public markets. **Minn.** 292, 19 Ap
- 2887 Cities and towns of 45,000 may acquire and hold lands for hospital, park or other municipal purposes. **S. C.** 88, 15 F
- 2888 Councils of cities not over 20,000 may lease unopened streets on water front. **Wash.** 52, 8 Mr
- 2889 **Powers.** Town and city councils not to prescribe less penalty than statute; conviction under ordinance bars prosecution in state courts. **Ark.** 36, 6 Mr
- 2890 Minor amendment to '97 p.48 relative to licensing power of cities of 30,000 to 100,000. **Mo.** p.78, 2 Je
- 2891 City councils may adopt such ordinances as general welfare demands, not repugnant to constitution and laws of state. Amending '97, 102. **N. D.** 40, 8 Mr
- 2892 Minor amendment to corporate powers of cities of 2500 (Okla.S.'93 ch.14 art.1- §2). **Okla.** 8 art.2, 13 Mr
- 2893 Powers of municipal corporations of 100 to 10,000 [formerly 5000]. Amending '97, 292. **S. C.** 37, 3 Mr
- 2894 **Miscellaneous.** Results of local enumeration to be deemed number of city's inhabitants. Amending '83, 17. **Cal.** 102, 20 Mr
- 2895 Cities shall establish seals. **Mass.** 256, 10 Ap
- 2896 Cities of 500 to 3000 and certain others, having no newspaper may publish official advertisement in nearest paper. Amending '95 p.65. **Mo.** p.92, 29 Mr
- 2897 Cities of 100,000 may not make contracts for labor or materials or property, except after due advertisement; exceptions; temporary loan bonds. **N. J.** 168, 24 Mr
- 2898 Publication of city ordinances amended as to cities of less than 5000. Amending R.S.'98 §205. **U.** 16, 6 Mr

**Villages. Boroughs**

- 2899 **Incorporation.** On separation of village from township, property in village acquired by general tax shall be held jointly; division when practicable. **Minn.** 241, 17 Ap
- 2900 On separation of town and village, cemetery may be sold to village. Amending '78, 10. **Minn.** 340, 20 Ap
- 2901 Incorporation of villages amended (R.S.'89 §1666). **Mo.** p.93, 2 Je
- 2902 Disincorporation of villages amended (R.S.'89 §1714). **Mo.p.** 96, 29 My

- 2903** Division of property between a township and a borough set off from that township; *if unable to agree, commissioners may be appointed by court of common pleas; basis of division.* Amending '96, 183. N. J. 1, 24 F
- 2904** Boroughs organized under act since declared unconstitutional, created boroughs: officers; debts. N. J. 209, 24 Mr
- 2905** Villages may consolidate; procedure. Amending '97 art.13 ch.414. N. Y. 56, 8 Mr
- 2906** Territory not exceeding one square mile, or an entire town, having 200 [formerly 300] population may become village. Amending '97 ch.414 §2. N. Y. 154, 28 Mr
- 2907** Boroughs incorporated since Ap. 3, 1851, may become subject to borough law passed on that date. Amending '51 ch.218 §33. Pa. 6, 16 Mr
- 2908** **Boundaries. Annexation.** Platted lots adjoining village of 1000 may be annexed on petition of majority of owners of plat. Minn. 66, 18 Mr
- 2909** When borough decides to extend its limits any citizen of borough, or of the territory annexed, *or of the township from which the territory is taken*, may appeal to court of quarter sessions. Amending '71 ch.264 §4. Pa. 30, 6 Ap
- 2910** Power of burgess and town council to enlarge boroughs amended ('97, 229). Pa. 92, 28 Ap
- 2911** Villages may annex or discontinue territory, by order of circuit court; procedure. Wis. 78, 30 Mr
- 2912** **Annual meeting.** Annual meetings of village districts to be held in March *after the second Tuesday.* Amending P.S.'91 ch.53 §8. N. H. 49, 8 Mr
- 2913** **Ordinances.** Fixing the style of village ordinances and requirements for passage. Amending R.S.'89 ch.30. Mo. p.95, 17 My

### Municipalities—officers

#### Cities

- 2914** **General.** Prohibiting mayor or member of council from acting as attorneys adversely to city. Kan. 79, 4 Mr
- 2915** Mayor of cities *over 40,000* [formerly over 15,000] may appoint certain officers. Repealing G.S.'97 ch.32 §39. Kan. 80, 4 Mr
- 2916** Increasing the number of officers to be elected and appointed by mayor in cities of the second class having over 5000. Amending C.S.'97 §1522. Neb. 16, 27 Mr
- 2917** Councilmen of city not to hold other public office; officers of city not to be interested in city contracts. Amending '92, 685. N. Y. 237, 4 Ap

- 2918 Elective city officers to appoint their deputies and assistants, subject to confirmation by city council. Amending R.S.'98 §214. U. 81, 20 Mr
- 2919 Common council. Election of city officers by common council or aldermen not valid unless by viva voce vote. Mass. 170, 20 Mr
- 2920 Submitting constitutional amendment: in a city which includes one or more entire counties, the powers and duties of boards of supervisors may be devolved on *municipal assembly, council, board of aldermen or other legislative body* of city. Adopted November 1899. N. Y. p.1603, 22 Ap
- 2921 Mayor. Electors may petition superior court or judge to compel mayor to perform duties imposed by charter and ordinances; powers of court; regulations. Ct. 18, 21 Mr
- 2922 In cities under 30,000, mayor may veto ordinance; majority may pass again within 30 days. Ind. 94, 24 F
- 2923 Council of cities of 12,000 to 100,000 may fix salary of mayor at not more than \$2500; act applies to cities accepting it by vote of electors. N. J. 27, 14 Mr
- 2924 Other officers. City attorneys and city civil engineers in cities of not exceeding 35,000 can not be removed except for cause during term for which they are elected. Ind. 250, 6 Mr
- 2925 In cities of 100,000 council may increase salary of city engineer to \$3500. Amending '95, 165. Ind. 247, 6 Mr
- 2926 City attorney and city assessor in cities of 2000 to 15,000 to be elected [formerly appointed]. Kan. 6, 6 Ja
- 2927 Cities may appoint deputy clerks. N. H. 90, 11 Mr
- 2928 Any attorney or counselor at law eligible to office of attorney or solicitor for any city. N. J. 26, 13 Mr
- 2929 Clerks of cities of 2500 to keep a journal of proceedings. Okl. 8 art.4, 17 F
- 2930 Salary of city attorney in taxing districts of 60,000 \$3600. Amending '79, 11. Tenn. 53, 28 Ja
- 2931 In taxing districts fire and police commissioners and members of board of public works must have been taxpaying residents five years prior to election. Amending '79, 11. Tenn. 200, 6 Ap
- 2932 Employees of engineering department of taxing districts to be appointed by fire and police commissioners on nomination of mayor. Amending '79, 11. Tenn. 223, 17 Ap
- 2933 Recorder in cities of less than 12,000 to be ex officio city auditor. Amending R.S.'98 §213. U. 24, 9 Mr
- 2934 In cities under special charters street commissioners may be elected by council instead of by people. Amending R.S.'98 §926. Wis. 51, 23 Mr

- 2935 Repealing '97, 163 authorizing assistant city attorneys in cities over 40,000. Wis. 255, 26 Ap
- 2936 City treasurer to receive such compensation as council directs [formerly \$300 to \$1200]. Amending '93 ch.70 §8. Wash. 109, 13 Mr
- 2937 Saturday half holiday. Clerks in county and municipal offices in cities of 300,000 and counties adjoining such cities to have half holiday Saturday afternoons. Mo. p.64, 13 My
- Villages. Towns. Boroughs**
- 2938 Any attorney or counselor at law eligible to office of attorney or solicitor for any borough or town. N. J. 26, 13 Mr
- 2939 Villages. Council to fix compensation of village recorder. Amending G.S. §1264. Minn. 115, 3 Ap
- 2940 Term of office of village trustees *two* [formerly one] years. Amending C.S.'97 ch.14 art.1. Neb. 13, 1 Ap
- 2941 Treasurer and clerk of governing body of village may be appointed either from that body or from the voters. Amending '82, 121. N. J. 187, 24 Mr
- 2942 Towns. Towns may appoint deputy clerks. N. H. 90, 11 Mr
- 2943 Recorder of an incorporated town may designate a justice of the peace or attorney at law to act in his stead during temporary absence. Amending '95, 113. N. J. 99, 22 Mr
- 2944 Salary of town clerk not to exceed \$2000 [formerly \$1000]. Amending '95 ch.113 §25. N. J. 100, 22 Mr
- 2945 Salary of town treasurer not to be changed during term. Amending '97, 71. N. J. 109, 23 Mr
- 2946 In towns of 3500 to 5000, mayor to receive \$100, councilmen \$50, marshal \$1200. Wy. 56, 18 F

### Police—Fire department

(See also Public safety, 4188; Peace officers, 2033)

- 2947 General. Providing for an elective board of fire and police commissioners in each city of 40,000; organization powers, salaries, report. Repealing '89, 181; '87, 100. Kan. 4, 7 Ja; 5, 4 Ja. *Unconstitutional*. Special act, affecting but one city. *State v. Downs*, 57 P. 962.
- 2948 Reorganizing police and fire departments in cities of 12,000; abolishing board of police and fire commissioners; mayor to appoint heads of departments. Repealing '96, 73. U. 28, 9 Mr
- 2949 Members of fire and police departments *who comply with constitution and by-laws* constitute relief associations; *members joining after May 1, 1899, not entitled to benefits after leaving service*. Amending R.S.'98 §1987. Wis. 145, 10 Ap

- 2950 No appointment, *either temporary or regular*, to police or fire department unless approved by board; *approved list to be kept filed with city clerk; all salaries to be fixed by council; no fees allowed; chief liable to suspension by board; all other officers may be suspended by chief, board to hear and determine.* Amending R.S.'98 §959 subdiv.41, 44-45. Wis. 178, 14 Mr
- 2951 Creating fire and police pension funds in cities of 150,000. Wis. 264, 265, 26 Ap

Police

- 2952 **Municipal—general organization.** General law for establishment of police boards and organization of police force in cities of 300,000. Repealing '60-61 p.446. Mo. p.51, 15 Mr
- 2953 Creating board of police in cities of 100,000 to 300,000; powers; duties; regulations. Mo. p.65, 16 My
- 2954 Repealing '94, 533 authorizing appointment of boards of police commissioners in cities and towns by board composed of governor, secretary of state and controller general. S. C. 44, 15 F
- 2955 Qualifications for service in police department of city; tenure; removal for cause only and by written charge; defense. N. J. 16, 8 Mr
- 2956 Town marshals to be appointed by boards of trustees of towns or villages; duties. N. M. 14, 16 F
- 2957 Establishing civil service rules for employees of police and fire departments in cities of 100,000 to 1,000,000; ex officio board; chief examiner. Pa. 25, 4 Ap
- 2958 **Pensions.** Pension of deceased policeman to be paid to widow or minor children. Ill. p.101, 24 Ap
- 2959 Police board may deduct  $\frac{1}{4}\%$  from pay of each officer and policeman for pension fund. Amending '88 ch.62 §4. N. J. 105, 23 Mr
- 2960 Municipalities may provide pensions for families of policemen who die or are permanently disabled in discharge of duty. N. J. 199, 24 Mr
- 2961 **Miscellaneous regulations.** Mayors not to appoint nonresident policemen. Mo. p.167, 29 Ap
- 2962 Drivers and attendants of police vans and patrol wagons to be members of police force. N. J. 200, 24 Mr
- 2963 Unlawful for police to use official power to aid political party or to contribute money for same. N. Y. 529, 5 My
- 2964 Fire and police commissioners may appoint one policeman to every 750 inhabitants. Amending '79, 11. Tenn. 52, 25 Ja

**Fire department**

- 2965 **Organization. Support.** Generally amending '81, 36 as to fire departments in unincorporated towns and villages. Cal. 59, 6 Mr
- 2966 Council of city or town may establish fire department; appointments; duties; disability fund created. Mon. p. 73, 7 Mr
- 2967 Polls to be open from 3 to 7 p.m. at annual meetings in townships held to determine amount of fire appropriation. Amending '79, 72. N. J. 18, 9 Mr
- 2968 Cities, towns and boroughs having a fire department may levy for its support a tax of  $\frac{1}{4}\%$  annually. Amending '88, 169. N. J. 192, 24 Mr
- 2969 State auditor's warrants for benefit of local fire departments to be drawn *June* [formerly July] 1. Amending R.C.'95 §2464. N. D. 92, 6 Mr
- 2970 Municipal corporations of 1000 or over may levy tax of 7 [formerly 5] mills for fire department. Amending R.C.'95 §2459. N. D. 172, 7 Mr
- 2971 Towns of 500 to 1000 may maintain fire department and establish fire limits. S. C. 36, 6 Mr
- 2972 **Pensions. Relief.** Amending regulations for relief of members of state firemen's association disabled in service; appropriation for expenses of association. Repealing G.L.'88 §347; '89, 54; '93, 19. Ct. 221, 20 Je
- 2973 Allowance to families of firemen or members of protective department or any person doing fire duty at request of authorities in town having no fire department, killed while on duty. Amending '93, 401. Mass. 417, 25 My
- 2974 Amending adoption by cities of 30,000 to 100,000 of act for pensioning disabled firemen ('93 p.112). Mo. p.104, 9 My
- 2975 **Miscellaneous.** Regular firemen to have five to 10 [formerly 10 to 15] days vacation each year and two days leave of absence each month [formerly sick leave not to count on vacation]. Amending '95, 84. Cal. 49, 4 Mr
- 2976 Unlawful to open fire hydrant without authority except to extinguish fire. Amending Pen.C. §639. N. Y. 338, 17 Ap

**Light. Water. Power. Heat**

- 2977 Water, gas and electric light works hereafter authorized by city or town, or the franchise of which is extended, may be purchased by city or town after 20 years. Amending '93 ch.160 §1, 3. Col. 153, 6 Ap

**Light. Power. Heat.** (*See also* Public safety—electric wires, 4224)

- 2978 Board of gas and electric light commissioners may spend \$3000 for statistics, books and stationery and \$3500 for clerk hire.  
**Mass.** 365, 12 My
- 2979 Salary of inspector of gas-meters \$2500 [formerly \$2000]; allowance of \$2500 for deputies and expenses. Amending P.S. ch.61 §2, 6.  
**Mass.** 465, 2 Je
- 2980 Public lights. Contracts. Cities, and incorporated towns constructing gas or electric light works may levy rents and taxes for same; limit of tax; contract with company for light.  
**N. M.** 37, 11 Mr
- 2981 Amending power of aldermen in cities of 500 to 3000 and in certain other cities as to making contracts for street lighting and furnishing gas ('95 p.65 §73).  
**Mo.** p.88, 15 My
- 2982 Petition for electric lighting in towns to be signed by *majority* of [formerly not less than 25] taxpayers. Amending '98 ch.668 §2.  
**N. Y.** 492, 2 My
- 2983 Gas and electric companies. Owner of land laid out in lots but not in an incorporated city may lay natural gas pipes in streets; restrictions.  
**Kan.** 143, 17 F
- 2984 Extending '81, 70 relating to incorporation of electric light companies to corporations for supplying electricity *for any purpose*; repealing provision requiring secretary and treasurer to reside in state; *must maintain office in state in charge of official on whom process may be served*.  
**Mich.** 96, 1 Je
- 2985 Electric heat, light and power companies in cities of less than 250,000 and in towns and villages may lay pipes etc. and supply steam to consumers. Amending '90 ch.566 §61.  
**N. Y.** 565, 12 My
- 2986 Providing for incorporation of lighting and heating companies. Amending '75, 142.  
**Tenn.** 300, 21 Ap
- 2987 Cities and towns may authorize private parties to construct electric plants and may purchase power and control price; may appropriate water from any lake or water course, lay pipes, build dams and occupy shores. Amending '97, 112.  
**Wash.** 129, 14 Mr
- 2988 Apparatus. Misdemeanor to injure or tamper with electric apparatus or divert current.  
**Ind.** 40, 17 F
- 2989 Tampering with or obtaining electric current without authority a misdemeanor.  
**N. J.** 85, 22 Mr
- 2990 Unlawful to injure electric wires or cables or interrupt current.  
**Wash.** 111, 13 Mr



**Water.** (*See also* Irrigation, 4474)

- 2991 **Municipal works.** Regulating the acquiring of waterworks by cities, incorporated towns and villages. Ill. p.104, 22 Ap
- 2992 Cities, towns and villages may purchase or lease waterworks by ordinance after publishing terms of purchase or lease, provided 20% of voters do not petition council or board of trustees to submit question to vote. Amending '93 p.82. Ill. p.106, 24 Ap
- 2993 Cities and villages may levy annual tax of 1c on the dollar to purchase or construct waterworks. Ill. p.108, 19 Ap
- 2994 Cities and towns under 30,000 may purchase waterworks heretofore constructed by private companies. Ind. 254, 7 Mr
- 2995 Towns may, after vote, purchase waterworks and issue bonds for payment. N. J. 95, 22 Mr
- 2996 Cities and incorporated towns constructing waterworks may levy rents or taxes for same; limit of tax; contract with a company for water. N. M. 37, 11 Mr
- 2997 Taxing districts, cities and towns of 60,000 may build waterworks or condemn and take private system. Amending '79, 11. Tenn. 32, 28 Ja; 68, 28 Ja
- 2998 Cities under 40,000 may purchase or build waterworks; question to be submitted to electors. Wis. 348, 3 My
- 2999 **Water bonds.** City councils empowered *when authorized by popular vote* to issue waterworks bonds not exceeding 4% of assessed valuation, *amount not to be diminished because proceeds of bonds for general purposes have been used for waterworks.* Amending '97, 102. N. D. 40, 8 Mr
- 3000 Cities of 4000 to 20,000 may issue new  $4\frac{1}{2}\%$  waterworks bonds to redeem old ones. Amending '83, 252. Tenn. 14, 2 Mr
- 3001 Counties and civil townships and municipal corporations except cities over 10,000, may issue bonds for water for irrigation and domestic use; limit; vote. S. D. 52, 3 Mr
- 3002 Cities of 10,000 may issue bonds for waterworks; election. S. D. 53, 6 Mr
- 3003 **Miscellaneous regulations.** Cities owning waterworks may contract to supply other municipalities. Mo. p.106, 25 Ap
- 3004 Cities, towns and villages authorized to own waterworks may lay pipes and contract with another city, town or village for water. Mo. p.107, 6 My
- 3005 Towns, townships and boroughs owning or controlling waterworks may supply water to dwellers in other towns etc. through which the mains may pass. N. J. 206, 24 Mr

- 3006 Village may contract to furnish water to a town, *water supply district*, village or fire district. Amending '97 ch.414 §234.  
N. Y. 82, 14 Mr
- 3007 Cities not to assess frontage water tax for over five years.  
Minn. 87, 22 Mr
- 3008 Cities of 10,000 to 50,000 may levy frontage tax for water mains for 10 years.  
Minn. 248, 17 Ap
- 3009 Boroughs may make contract for not exceeding 10 [formerly five] years for public water supply. Amending '97 ch.161 §76.  
N. J. 55, 21 Mr
- 3010 Town board may establish one or more water supply districts in the town outside an incorporated village and contract for water supply; expense to be paid by district, but town is responsible. Amending '90 ch.569 art.7.  
N. Y. 68, 10 Mr
- 3011 Taxing districts of 60,000 may compel owners, tenants or occupants of buildings to use for sanitary purposes the water furnished by general waterworks system public or private.  
Tenn. 47, 28 Ja
- 3012 **Water companies.** Councils of cities of 30,000 to 100,000 may fix rates for water taken by individuals from works not owned by city (R.S.'89 §1485).  
Mo. p.82, 25 Mr
- 3013 **Ice.** For the farther protection of ice-cutters on the Hudson river. Amending '95 ch.953 §2.  
N. Y. 264, 7 Ap
- 3014 **Pollution of water. Inspection.** Local health officers may send water to state board for analysis; cutting of impure ice forbidden. Repealing G.L.'88 §2654.  
Ct. 229, 20 Je
- 3015 State board of health may on petition establish regulations for protection of water and ice supply of city or town.  
N. H. 57, 9 Mr
- 3016 Polluting matter must not be discharged into the waters of any stream or reservoir from which any city or town obtains its supply of water.  
N. J. 41, 77 Mr
- 3017 State sewerage commission created to prevent pollution of water; sewerage districts; powers; bonds; commissioners to adjust disagreements; secretary of board.  
N. J. 210, 24 Mr
- 3018 Unlawful to throw refuse matter into running streams; such matter to be burned.  
N. M. 79, 16 Mr
- 3019 Powers of state board of health as to protection of water supplies amended ('93 ch.661 §70).  
N. Y. 251, 5 Ap
- 3020 Providing for frequent inspection of watersheds which supply public water; examination of water; rules.  
N. C. 670, 8 Mr
- 3021 State board of health empowered to prevent contamination of water supplied for domestic uses in cities of 1,000,000. Amending '85, 37.  
Pa. 116, 2 My

**3022** Cemetery not to be located on stream or watershed supplying water to cities of 36,000 within 10 miles from limits.

Tenn. 298, 25 Mr

**3023** Cities and towns given jurisdiction over all property by means of which and all sources from which water supply is obtained; power to abate nuisances polluting; procedure; sanitary officers to enforce.

Wash. 70, 13 Mr

### Local improvements. Assessments

**3024** Regulating local improvements in cities of less than 100,000 and incorporated towns; assessment and collection of cost; bonds.

Col. 150, 3 Mr; 151, 8 Ap

**General street improvement.** (*See also* Special assessments, 3086)

**3025** Minor amendment to R.S.'89 §1404 relative to power of council in cities of 30,000 to 100,000 to grade and improve streets.

Mo. p.78, 12 Ap

**3026** Powers of village trustees amended as to opening and improving of streets (R.S.'89 §1677, 1678).

Mo. p.94, 2 Je

**3027** Cities, towns and villages of less than 10,000 and operating under special charters may levy tax for improving streets.

Mo. p.97, 4 My

**3028** Generally amending C.S.'97 §996, 1055-57, 1064, 1060 and 973 relating to street improvements.

Neb. 12, 31 Mr

**3029** Amending borough law ('97, 161) as to street improvements.

N. J. 63, 21 My

**3030** Grading. Relative to grading streets and ascertaining damages caused thereby in cities of 300,000.

Mo. p.61, 2 Je

**3031** Towns may by ordinance fix street grades and make maps showing them.

N. J. 163, 24 Mr

**3032** Municipal corporations may establish grades of streets or parts thereof. Amending '91 ch.59 §8.

Pa. 82, 28 Ap

**3033** Paving. General law for issuing bonds and levying assessments for street paving in cities which cast 700 votes for mayor; owners of two thirds abutting property must petition or three fourths of council must vote for improvement; to authorize bonds a two-thirds vote of electors necessary. '95 p.41 re-enacted to correct illegality in passage.

Id. p.244, 14 F

**3034** Parts of streets connecting adjoining parallel paved streets may be ordered paved by city council; and other amendments to '95, 274.

Kan. 81, 4 Mr

**3035** Increasing the power of mayor and council in cities of 10,000 to 15,000 to order the paving of certain streets and to use certain city funds for paving.

Kan. 84, 4 Mr

- 3036 Special paving assessments in villages payable in five equal parts; whole due on failure to pay one; deferred payments draw 6% interest; council may issue bonds to pay. Amending '95 ch.3 subch.8. Mich. 39, 18 Ap
- 3037 Before paving, council may require necessary pipes, wires, etc. to be laid; pavement not to be disturbed for five years without permission. N. J. 189, 24 Mr
- 3038 Opening. Altering. Vacating. Streets and highways laid out by any person or corporation to be 3 rods wide; exceptions; opening. Ct. 205, 20 Je
- 3039 Vacation of public grounds in cities of 50,000, not allowed except on terms specified in resolution. Minn. 79, 21 Mr
- 3040 Repealing R.S.'89 §1821 relative to recovery of damages caused by change of grades or lines of streets. Mo. p.104, 2 Je
- 3041 Councils of cities of 12,000 to 100,000 may, in certain cases, change location of unopened street; petition of owners; public hearing. N. J. 129, 23 Mr
- 3042 Councils of seaside or summer resort cities may lay out, alter or widen streets; commissioners to assess damages and benefits; notice; compensation. N. J. 134, 24 Mr
- 3043 Town law amended as to laying out or changing streets ('95 ch.113 §61). N. J. 154, 24 Mr
- 3044 Cleaning. Watering. Town, city or borough may sprinkle streets; street railroad company to sprinkle roadbed; assessments for sprinkling a lien; exceptions. Ct. 216, 20 Je
- 3045 Incorporated towns and cities authorized to keep streets and alleys clean, at expense of general fund or by tax on abutting property. Ind. 35, 17 F
- 3046 Expense of removing snow and rubbish from streets in villages of 3000 *a lien on real estate, to be assessed as taxes*. Amending '91, 146. Minn. 260, 18 Ap
- 3047 *All cities under 50,000* [formerly 15,000 to 50,000] may sprinkle streets. Amending '97, 50. Minn. 280, 18 Ap
- 3048 Cities of 2500 may levy tax for sprinkling. Okl. 8 art.3, 9 Mr
- 3049 Cities of less than 100,000 may levy special taxes on abutting property for sprinkling and cleaning streets. Amending '89 ch.247 art.5. Pa. 119, 2 My
- 3050 Cities of over 36,000 may sprinkle streets. Amending '83, 114. Tenn. 4, 2 Mr
- 3051 Village trustees on petition may sprinkle not less than 20 [formerly 40] rods of street. Amending R.S.'98 §925d. Wis. 284, 28 Ap

- 3052 **Miscellaneous.** Contractors on street work to give bond to secure laborers and material men. Amending '85, 153.

Cal. 22, 21 F

- 3053 Slightly amending P.S. ch.49 §99 relative to securing materials by cities and towns for improvement of streets and roads.

Mass. 85, 16 F

- 3054 Cost of shade trees in cities of 50,000 may be assessed on abutting property on petition of majority of owners. Minn. 171, 11 Ap

- 3055 Park commissioners may take charge of grass plots on streets of cities of 50,000 and assess costs on abutting property on petition of majority of owners. Minn. 173, 11 Ap

#### Sidewalks

- 3056 Revision of law as to village sidewalks. Minn. 49, 9 Mr

- 3057 Minor amendments to R.S.'98 §925 subdiv.204-5 relating to sidewalks. Wis. 173, 13 Ap

- 3058 Act relating to sidewalks ('95, 155) applies to cities over 300 [formerly 1500]. Wash. 68, 13 Mr

- 3059 **Construction. Repair.** Before adoption of ordinance for construction or repair of sidewalk, notice must be given in newspaper and hearing must be given to all interested persons. Amending '84, 217. N. J. 8, 7 Mr

- 3060 Width of sidewalks to be fixed by councils of cities; restriction. N. J. 67, 21 Mr

- 3061 Cities, towns and villages of 2000 may build, or order owners to build sidewalks; notice; tax bill. N. M. 54, 16 Mr

- 3062 Amending power of cities of less than 2000 to alter and repair sidewalks ('90 ch.37 art.18 §1). S. D. 132, 6 Mr

- 3063 Sidewalk repairs to be maintained by city if common council so orders. Amending R.S.'98 §925 subdiv.205a. Wis. 20, 17 Mr

- 3064 **Cleaning.** Removal of snow or ice from sidewalks may be required by towns. Amending G.L.'88 §134. Ct. 136, 31 My

- 3065 Councils of cities of 50,000 may compel removal of snow from sidewalks; costs to be collected as taxes. Minn. 201, 13 Ap

- 3066 Municipalities may require owners or tenants of property to remove snow, ice, grass etc. from sidewalks and gutters.

N. J. 90, 22 Mr

#### Sewerage. (See also Drains 4446)

- 3067 **Construction.** State sewerage commission created to prevent pollution of water; sewerage districts; powers; bonds; commissioners to adjust disagreements; secretary of board.

N. J. 210, 24 Mr

- 3068 Assessments in improvement districts may be spent on sewer system extending beyond city or district limits. Amending Digest '94 §5331. Ark. 94, 4 Ap

- 3069 Sewer districts adjacent to municipalities to be established by county supervisors on petition of one third of electors, unless owners of majority of property protest. Cal. 66, 8 Mr
- 3070 Any city of not exceeding 100,000 may construct and maintain outlet sewers, reservoirs etc. in unimproved parts of its territory, or in land beyond its territory, the cost to be defrayed by special assessment or by special taxation. Ill. p.96, 24 Ap
- 3071 Repealing '93 p.101 authorizing cities of 2000 to 30,000 under special charters and certain other cities to provide sewers and drains. Mo. p.100, 2 Je
- 3072 Two or more municipalities may jointly construct outlet sewers; regulations. N. J. 36, 15 Mr
- 3073 Minor amendment to '90 §47, 131 relating to drainage and sewerage of cities. N. J. 39, 16 Mr
- 3074 Increasing the power of cities to acquire lands for sewers and drains. Amending '82, 50. N. J. 94, 22 Mr
- 3075 General act authorizing cities to establish systems of sewerage. N. D. 41, 1 Mr
- 3076 Cities need not be divided into sewerage districts before constructing sewer. Amending Ann.S.'99 §1428. S. D. 128, 6 Mr
- 3077 Cities under 20,000 may construct sewers either by entire city or by assessment districts. Wash. 126, 14 Mr
- 3078 Bonds. To pay for relaying or repairing sewers or for preparing lands used in disposing of sewerage, city council may by ordinance issue bonds or notes. Amending '90, 131. N. J. 33, 15 Mr
- 3079 Assessments. In cities of 100,000 board of public works may reduce sewer assessment of corner lot already assessed for sewer on one frontage. Amending '93 ch.58 §9. Ind. 246, 6 Mr
- 3080 Miscellaneous. Cities and towns may appropriate to connect estates with sewers; expense of all connections to be assessed. Mass. 319, 29 Ap
- 3081 Generally amending '76, 203 relating to drainage of meadow and swamp lands by cities. N. J. 50, 20 Mr
- 3082 Cities of less than 12,000 governed by '97, 30 may purchase private sewers for public use; cost not to exceed \$60,000; commissioners. N. J. 84, 22 Mr
- 3083 Course of sewer under construction may be changed when it may endanger important structures; consent along new route; contractor; assessments. N. J. 122, 23 Mr
- 3084 Borough or city may alter or change the channel of any waterway not navigable; viewings; damages and benefits; appeal. Pa. 68, 28 Ap

- 3085** Sewerage companies may condemn private property, but not in cities and towns unless permitted by city or town.

**Tex.** 154, 27 My

**Special assessments.** (*See also* special purposes of assessment—Streets, Sidewalks, Sewers)

- 3086** General. City council may provide that special assessments may be paid in instalments; cities of 2000 may appoint commission to negotiate for sale of city bonds. Amending '97, 57.

**Ari.** 54, 16 Mr

- 3087** In cities, towns and villages of less than 50,000 [formerly 25,000] no local improvement to be paid by special assessment shall be adopted except on petition of owners of one half the property along line of improvement; but in cities, towns and villages of not exceeding 10,000 the petition shall come from a majority of resident property owners affected by improvement. Amending '97 p.102.

**Ill.** p.95, 19 Ap

- 3088** Interest on street improvement bonds 5% [formerly 6%]; owners [formerly whose assessments exceed \$50] signing waiver of objections to irregularities may pay in 10 instalments. Amending '91 ch.118.

**Ind.** 45, 17 F

- 3089** No assessment for street improvements in towns under 12,000 if two thirds of resident lot owners object before contract advertised.

**Ind.** 182, 4 Mr

- 3090** Village street improvements may be made on petition of *three quarters* [formerly one half] of owners; *assessment may be payable in five instalments*. Amending '85 ch.145 §30.

**Minn.** 90, 22 Mr

- 3091** Councils of cities under 25,000 may order improvements and assess costs without farther order or proceedings, on petition of owners of three quarters of abutting property. Supplementing '95, 235.

**Minn.** 128, 3 Ap

- 3092** Streets may be ordered paved and sidewalks laid by cities of 12,000 to 100,000 without first requiring property owners to do the work at their expense.

**N. J.** 184, 24 Mr

- 3093** Regulating the assessment and collection of taxes for artesian wells. **S. D. Ann.S.** §2768, '99. *Partly void*. Subdiv.3 providing for a direct artesian well assessment on lands by townships and counties, adjusted with reference to the relative distance of such lands from the well violates constitutional provisions requiring taxes to be imposed according to value of property and limiting to cities, villages and towns local improvements by special taxation. *Turner v. Hand county*, 77 N. W. 589.

- 3094 Cities over 20,000 may exercise by special or general ordinance their authority to assess property for local improvements; payment in one or several instalments; assessment a lien paramount to all but prior assessments and taxes; superior court may review; warrants may be accepted in payment. Wash. 146, 18 Mr
- 3095 **Assessment.** Cost of improvements in cities shall be assessed by board of three appointed by city council; appeal to council; all assessments [formerly over 1% of valuation] payable in instalments. Amending Digest '94 §5333-36. Ark. 183, 8 My
- 3096 Notice to be given of time and place for hearing on municipal assessments. Ct. 182, 14 Je
- 3097 Apportionment of cost of street intersections in cities of 100,000. Amending '97, 55. Ind. 247, 6 Mr
- 3098 Illegal assessments and taxes for local improvement in cities of 15,000 may be relieved; council may appoint appraisers to apportion assessments. Kan. 251, 4 Mr
- 3099 When any member of a board having charge of assessment for public improvement is interested in that improvement, mayor shall appoint disinterested citizen to act in making assessment. N. J. 9, 8 Mr
- 3100 If objections are made to assessments for local improvement in cities of 100,000, court may refer same to new commissioners. N. J. 32, 15 Mr
- 3101 Assessments for street improvements to be made by special committee of three citizens appointed by council; when court declares assessment void, council to order reassessment immediately. Amending '97, 41. N. D. 42, 1 Mr
- 3102 **Collection.** Powers of cities as to delinquent taxes for local improvements amended ('97, 57). Ari. 66, 16 Mr
- 3103 Special assessments for local improvements may be paid in instalments bearing 4% [formerly not over 6%] interest in cities of not exceeding 100,000. Amending '97 p.102. Ill. p.93, 21 Ap
- 3104 Street improvement assessment not collectable unless reasonable inquiry made for owner; owner's receipt for registered letter presumptive evidence of service; attorney's fee not to exceed assessment; owner may recover 10 times amount of illegal fees, without exemption. Ind. 66, 22 F
- 3105 Municipal corporations may levy special assessments for local improvements; tax is a lien on the lots or lands; owner is personally liable. Ia. Code. §348, '83. *Partly void.* In so far as it makes a nonresident lot owner personally liable for such assessment it amounts to a taking of property without due process of law. Dewey v. DesMoines, 173 U. S. 193.



- 3106 Amending payment of assessments for street improvements in cities of 3000 to 30,000 ('93 p.65 §108). Mo. p.84, 9 My
- 3107 City council to fix rate of interest on unpaid assessments for certain street improvements; not less than 5% nor more than 8%. Amending '90, 58. N. J. 25, 13 Mr
- 3108 Amending '96, 184 as to collection of assessments for street improvements. N. J. 151, 24 Mr
- 3109 Assessments for special benefits may be paid in instalments. N. J. 167, 24 Mr
- 3110 Municipal corporations may accept their own local improvement warrants in payment of assessment for such improvement or in satisfaction of judgment against delinquent property owner or in payment of certificate of purchase where delinquent property has been sold to pay such improvement assessment. Wash. 97, 13 Mr
- 3111 Bonds. (Assessment and other improvement bonds) Generally amending '93, 21 relating to street improvement bonds. Cal. 42, 2 Mr
- 3112 Amending '79, 175 relating to bonds for street improvements in townships and villages. N. J. 34, 15 Mr
- 3113 Villages may issue improvement bonds to run for not exceeding 20 [formerly 10] years. Amending '91 ch.22. §61. N. J. 57, 21 Mr
- 3114 Amending amount of bonds which may be issued for street improvements in cities; bonds may run 20 [formerly 10] years ('98 ch.200 §1, 2, 11). N. J. 131, 23 Mr
- 3115 Improvement bonds to be issued in amounts of not less than \$100 [formerly \$500] each, payable in New York, Chicago or in city issuing, in *not less than 10* nor more than 20 years, *unless otherwise prescribed by statute*; not be sold at less than face value [formerly not less than 95% of face value]. Amending R.C.'95 §2309. N. D. 40, 8 Mr
- 3116 Authorizing cities to issue local improvement bonds. Wash. 124, 14 Mr
- 3117 City improvement bonds may be *annual or semiannual interest coupon or registered bonds without coupons as council may direct* Amending R.S.'98 §925 subdiv.193. Wis. 132, 8 Ap

## Parks. Boulevards

(See also State parks, 2730)

- 3118 Establishment. Support. Cities of not over 5000 may acquire land for parks. Ill. p.100, 24 Ap

- 3119 Increasing the power of park commissioners in special park districts; regulating annexation of territory contiguous to park district; other amendments to '95 p.271. Ill. p.329, 22 Ap
- 3120 Authorizing parks in cities of 32,000 to 42,000; commissioners; land in benefit districts may be taken at appraised valuation and paid for by special assessment; city may take lands lying in or outside city limits; appeal; bonds. Kan. 83, 28 F
- 3121 Park commissioners to hold office *till successors are appointed and qualified*. Amending '90, 840. Mass. 253, 10 Ap
- 3122 Cities of 50,000 may spend not over \$50,000 a year for land for parks, containing over 15 acres. Minn. 279, 18 Ap
- 3123 Cities of 25,000 or less may take land within limits or within 1 [formerly 5] mile of limits for parks and may borrow \$10,000 [formerly \$15,000] for this purpose after vote. Repealing C.S.'97 §1495-96. Neb. 15, 1 Ap
- 3124 Amending '95 ch.91 §2, 11 relating to parks of counties of over 200,000. N. J. 51, 20Mr
- 3125 Providing for park commissioners and acquisition of park land in cities of 3000. Or. p.67, 17 F
- 3126 Taxing districts may acquire land for parks. Tenn. 142, 31 Mr
- 3127 Creating park commissioners in cities of 75,000. Tenn. 404, 22 Ap
- 3128 Cities of 300 to 1500 may purchase parks when authorized by two-thirds majority. Wash. 103, 13 Mr
- 3129 Authorizing organization of corporations to create and maintain parks except in cities of first class. Wis. 55, 24 Mr
- 3130 Cities under 40,000 may be divided into park districts; tax of 1 mill authorized. Wis. 181, 14 Ap
- 3131 **Miscellaneous regulations.** Police of cities of 30,000 to 100,000 may enforce ordinances in parks outside city limits. Mo. p.83, 19 My
- 3132 Department of public works in cities of 100,000 to 1,000,000 may employ patrolmen for service in parks. Pa. 7, 17 Mr
- 3133 Owners of lands used for public parks may make certain rules to govern use of roads through such lands. Pa. 41, 11 Ap
- 3134 **Boulevards and driveways.** Vacancies in office of boulevard commissioner of county to be filled by governor. Amending '98, 106. N. J. 68, 21 Mr
- 3135 Width of boulevards to be laid out by boulevard corporations amended ('95, 271). Pa. 65, 28 Ap
- 3136 Property abutting on boulevard with parked inclosure liable for street improvements, up to \$3 a square yard, in first class cities. Wis. 199, 18 Ap
- 3137 Regulating boulevard improvements in cities of 150,000. Wis. 246, 26 Ap

### Cemeteries

- 3138 **Public cemeteries.** Cities and towns under 200,000 may acquire cemetery property. Cal. 21, 21 F
- 3139 Townships may establish cemeteries on majority vote of electors. Minn. 264, 18 Ap
- 3140 **Cemetery associations.** Cemetery stockholder failing to pay assessment forfeits all rights except to keep in repair and protect graves on his lot prior to forfeiture. Amending C.L. 8387. Mich. 216, 1 Je
- 3141 Owners allowed one vote for each \$10 [formerly \$100] of rural cemetery association scrip. Amending C.L. §8402. Mich. 126, 15 Je
- 3142 Regulating management of cemeteries; board of trustees; election. N. J. 140, 24 Mr
- 3143 Cemetery corporations may buy 200 acres a mile *and a half* from town over 15,000. Amending '95, 131. Tenn. 277, 24 Ap
- 3144 Cemetery associations may be incorporated; powers defined; penalty for injuring cemetery property \$5 to \$500 and one to 30 days. Wash. 33, 6 Mr
- 3145 **Cemetery funds.** Burial lots may be conveyed to cemetery company to be held in perpetual trust. Ill. p.85, 25 Ap
- 3146 Village cemetery trustees may receive in trust gifts and bequests to be invested, unless otherwise expressed, in United States, state or municipal bonds. Amending '95, 3. Mich. 223, 7 Je
- 3147 City or town holding trust funds for care of cemetery or lot may turn them into city or town treasury; income at rate of 3½% to be expended. N. H. 40, 8 Mr
- 3148 **Removal of bodies.** Amending R.S.'89 §3842, 3844 relating to grave robbery. Mo. p.169, 29
- 3149 Grave robbing a felony. Tenn. 34, 27 Mr
- 3150 Amending '95, 361 relating to removal of bodies from burial ground. N. J. 97, 22 Mr
- 3151 Consent of local authorities for disinterment and removal of dead bodies. Amending Vt.S. §5004. Vt. 116, 29 N '98
- 3152 **Crematories.** Rural cemetery associations may erect crematories and columbariums; surplus funds may be invested as those of general corporations; unknown or pauper dead may be cremated. Cal. 40, 1 Mr
- 3153 **Miscellaneous.** Minor amendment to G.L.'88 §1878 relating to neglected cemeteries. Ct. 57, 19 Ap
- 3154 Railroad not to be located on cemetery; perpetual injunction; penalty. Ind. 14, 7 F

- 3155 Regulating number of cemeteries in townships. Amending '94, 85. N. J. 72, 22 Mr
- 3156 Lands sold by church for burial purposes may, on certain conditions, be sold freed from restriction as to use. N. J. 98, 22 Mr
- 3157 Desecration and destruction of graves and graveyards a misdemeanor. S. C. 69, 15 F
- 3158 Cemetery not to be located on stream or water-shed supplying water to cities of 36,000 within 10 miles from limits. Tenn. 298, 25 Mr
- 3159 Recording of cemetery lot deeds in office of town clerk. Amending Vt.S. §3595. Vt. 67, 15 N '98

## Roads and bridges .

(See also Grade crossings, 3953)

### General systems and administration. Officers.

- 3160 General laws. In counties adopting road and bridge law, '97 (extra) ch.6, road overseer to be elected in every township; all males 21 to 45 subject to road work; may, in addition to required labor, work out road tax at 75c a day. Ark. 33, 2 Mr
- 3161 Powers and duties of boards of county commissioners and highway officers over highways amended; contracts may be let for repair and improvement of roads; road tax of from 1 to 3 mills to be levied and paid in work by owner of property. '91 p.190; '93 p.184 reenacted to correct illegality in passage. Id. p.127, 7 F
- 3162 Generally amending R.S.'89 ch.140 art.1; '91 p.199, 200, 202; '93 p.224; '95, 251, relating to roads and highways; counties divided into road districts; county court to appoint road commissioners for each district. Mo. p.337, 9 My
- 3163 Revision of laws as to laying out and working public roads. Tenn. 368, 22 Ap
- 3164 Road officers. Road commissioners to be paid \$12 annually from general county revenue fund. Amending '95, 17. Fla. 110, 22 My
- 3165 Each road district to elect an overseer annually. '97 p.78 reenacted to correct illegality in passage. Id. p.306, 18 F
- 3166 Amending duties of township road commissioners (R.S.'89 §7882). Mo. p.342, 2 Je; 343, 31 My
- 3167 Office of township road overseer abolished. Amending R.S.'89 §8441. Mo. p.363, 2 Je; p.363, 29 My; p.364, 31 My; p.365, 24 My
- 3168 Each township to elect annually two surveyors of highways; exception; term. N. J. 171, 24 Mr

- 3169 Compensation of overseers slightly amended ('90 ch.568 §24).  
N. Y. 78, 14 Mr
- 3170 Road supervisors in counties not organized into civil townships to make annual report to county commissioners.  
S. D. 127, 6 Mr
- 3171 Road supervisor to be elected in each county *annually* [formerly biennially].  
Wash. 28, 6 Mr
- 3172 State road system and state aid. Commission appointed to investigate question of good roads and report with bill at next session of legislature.  
Pa. c. r. 27, 4 My
- 3173 Office of state highway commissioner created; to supervise expenditure of state road tax by town; meetings of town commissioners to be held; state commissioner may provide experts to give instruction.  
Vt. 65, 1 D '98
- 3174 Repealing G.L. ch.73 granting state aid to towns in road making; office of state commissioner of highways abolished.  
R. I. 700, 1 Je
- 3175 State wagon road to be built from Pueblo to Leadville by convict labor.  
Col. 63, 22 Ap
- 3176 State wagon road to be built from Denver to Grand Junction; convict labor may be used.  
Col. 77, 3 My
- 3177 State bonds to be issued to construct system of wagon roads in certain counties. '93 p.23, 169 reenacted to correct illegality in passage.  
Id. p.173, 10 F
- 3178 Massachusetts highway commission may spend \$500,000; only citizens to be employed; 30 year loan authorized.  
Mass. 396, 24 My
- 3179 Referring to next legislature amendment to constitution authorizing state taxation to improve highways.  
Wis. j. r. 1
- 3180 County roads. General law. 13p.  
Ark. 200, 8 My
- 3181 County commissioners may improve roads, levy 4 mill tax, work convicts, elect road superintendent.  
Fla. 108, 3 Je
- 3182 Unlawful for county commissioners to issue bonds for making roads in excess of 4% of assessed valuation of property in township; act does not apply where election has been ordered or held.  
Ind. 24, 7 F; 52, 21 F
- 3183 County commissioners to be turnpike directors; county divided into three road systems, each in charge of a commissioner; right to enter land and take road material.  
Ind. 176, 3 Mr
- 3184 Commissioners of counties over 200,000 to control expenditure of general road and bridge funds.  
Minn. 53, 11 Mr
- 3185 For better working of public roads; superintendent of roads; convict labor; tax; certain counties exempted; certain others may adopt this act by vote of commissioners.  
N. C. 581, 7 Mr

- 3186 **Road districts.** Each incorporated city, *town or village* to be a separate road district. Amending R.S.'87 §887. '95 p.132 reenacted to correct illegality in passage. Id. p.270, 16 F
- 3187 Road districts may be altered by county commissioners on petition of 20 [formerly 50] voters; incorporated cities, towns and villages in counties not under township organization may by ordinance elect to be included in road district. Amending '91 p.193; '93 p.175. Ill. p.337, 24 Ap
- 3188 Revision of road supervisor law; term *two* [formerly four] years; able-bodied men required to work two to four days in April; May, June, *July, August, September or October*; *two* [formerly three] credits for team work. Ind. 175, 3 Mr
- 3189 Amending duties of boards of road commissioners of special districts ('95 p.253). Mo. p.345, 9 My
- 3190 County commissioners to divide their counties into road districts; road supervisor to be elected in each; regulations; duties. Repealing '97 p.71. Mon. p.65, 3 Mr
- 3191 Division of counties of less than 50,000 into road districts amended; road supervisors in such districts to be *elected* [formerly appointed by county court]. Amending Ann.L.'87 §4081-82. Or. p. 65, 17 F
- 3192 **Town roads.** Highway commissioner to hold office for *four* [formerly two] years; general revision of '97, 229 fixing his duties. Ct. 175, 14 Je
- 3193 Highways in use at time village is incorporated are township highways. Amending C.L. §2775. Mich. 223, 7 Je
- 3194 Repealing '95, 48, permitting county commissioners to appropriate for town roads. Minn. 192, 13 Ap
- 3195 Board of supervisors may investigate affairs of commissioners appointed for constructing highways and bridges on highways running through two or more towns. N. Y. 285, 8 Ap
- 3196 **Improved roads.** Counties may issue bonds for hard surfaced highways. Fla. 50, 11 My
- 3197 Unexpended balance of fund for gravel road to be paid to township, city or town trustees. Amending '97 ch.175. Ind. 86, 24 F
- 3198 Revision of '95 ch.63 providing for free improved roads. Ind. 109, 28 F
- 3199 Construction of free gravel or macadamized roads on county boundary line. Ind. 206, 6 Mr
- 3200 Councils of cities under 10,000 may improve roads and bridges outside city lines. Minn. 110, 3 Ap

- 3201 Question of building permanent hard road to be submitted to electors of township on petition of 15 owners; bonds may be issued. *Minn.* 227, 14 Ap
- 3202 Roads in town or village to be improved on petition of owners of two thirds of abutting land, if they are willing to pay 10% of cost; state and town or village to pay the remainder. Amending '95, 233. *N. J.* 44, 17 Mr
- 3203 County road and lighting plant connected with it to be kept in repair; chosen freeholders may make appropriation or issue bonds. Amending '88, 274. *N. J.* 112, 23 Mr
- 3204 County road lying partly within a municipality may be improved; procedure. *N. J.* 179, 24 Mr
- 3205 Before apportioning assessment for improvement of highways in towns, 10 days notice is to be given and owners are to have opportunity to be heard. Amending '98 ch.115 §10. *N. Y.* 92, 16 Mr
- 3206 County courts to have power to plank and corduroy roads. Amending '93 p.185. *Or.* 59, 17 F
- 3207 *If clerk of county commissioners approves bond for costs, petition for road improvements shall be laid before board; county surveyor shall be engineer and shall superintend work.* Amending '93, 123. *Wash.* 104, 13 Mr
- 3208 County court may improve county roads by use of asphaltum, brick, stone or other process; if bonds are issued, must be submitted to vote on petition of 50 electors; court may employ three road commissioners, one being civil engineer, to superintend; school funds may be loaned to improve roads. Amending Code '91 ch.43 §26. *W. Va.* 7, 20 F
- 3209 On petition of 50 freeholders for free macadamized road, supervisors to order survey; electors to vote on proposition. *Wis.* 352, 4 My

#### Details of management

- 3210 Location. Opening. Vacation. Amending the laying out and changing of roads (R.S.'93 ch.60 §4, 5). *Del.* 259, 1 Mr
- 3211 Fixing compensation of road jurors. *Del.* 260, 9 F
- 3212 Public roads may be established without viewers provided all the owners consent. '93 p.11 reenacted to correct illegality in passage. *Id.* p.168, 7 F
- 3213 Slightly amending '95, 11 regarding location of highways. *Ind.* 84, 24 F
- 3214 Highway located by highway commission not to be vacated or changed except on petition of 24 freeholders. Amending R.S.'94 §6726. *Ind.* 60, 22 F

- 3215 Costs of special road election to be borne by petitioners, *if it fails to carry; otherwise to be included with cost of construction.*  
Amending '95, 63. Ind. 97, 24 F
- 3216 Amending G.S. §1832 as to width of public roads and cartways.  
Minn. 152, 11 Ap
- 3217 Appeal bond in road damage awards to be approved by court [formerly county] commissioners. Amending '97 ch.199 §14.  
Minn. 153, 11 Ap
- 3218 Amending '97, 199 as to proceedings on petition to lay out, alter or vacate county road.  
Minn. 202, 13 Ap
- 3219 Supervisors on petition of owners may dedicate land for road or cartway without assessing damages. Minn. 221, 14 Ap
- 3220 Amending highway law ('90 ch.568 §89) to appeals from decision of county court confirming or modifying commissioners' decision.  
N. Y. 703, 25 My
- 3221 On petition of 50 resident taxpayers, county commissioners shall lay out and maintain public road to licensed ferry. Amending R.C.'95 §1168.  
N. D. 90, 8 Mr
- 3222 Minor amendments in procedure in opening highways, '97, 112.  
N. D. 97, 9 Mr
- 3223 Appointment and duties of viewers of roads of public easement amended (Ann.L.'87 §4075-79).  
Or. p.164, 18 F
- 3224 Viewers appointed to lay out roads to give county commissioners notice of time and place of view.  
Pa. 22, 3 Ap
- 3225 Written notice to be served on supervisors of proposed opening of new roads.  
Pa. 115, 2 My
- 3226 Owners of lands abutting on highway ordered abandoned are entitled to damages; town council to give notice of intention to abandon. Amending G.L. ch.71.  
R. I. 666, 23 My
- 3227 Amending R.S.'98 §1122-23 relating to plats of highways in county clerk's office.  
U. 78, 20 Mr
- 3228 Public highway not to be laid out through any building or fixture whose value exceeds \$75. Amending R.S.'98 §1263.  
Wis. 140, 8 Ap
- 3229 Order to open highway in towns of 8000 or over need not be submitted to electors. Amending R.S.'98 §1291.  
Wis. 257, 26 Ap
- 3230 Verbal change in R.S.'98 §3187a as to filing notice in proceedings to take land for highways.  
Wis. 351, 4 My
- 3231 Roads on boundaries. Public highways to be located on section and subdivision lines where practicable. Amending Digest '94 §2824.  
Ark. 202, 8 My



- 3232 Commissioners of highways may privately let contracts for constructing roads on town lines. Amending R.S.'97 ch.121 §27.  
Ill. p.343, 24 Ap
- 3233 **Working. Contracts. Repairs.** Generally amending laws relating to repairs of highways. Me. 32, 1 Mr
- 3234 Slightly amending P.S. ch.49 §99 relative to securing materials by cities and towns for improvement of streets and roads.  
Mass. 85, 16 F
- 3235 Roadbed of highway not to be plowed up later than August 15. Amending C.L. §4171, 4174. Mich. 220, 1 Je
- 3236 Surveyor of counties of 200,000 to superintend construction of county roads and bridges. Minn. 29, 25 F
- 3237 Plowing public highway without consent of overseer of roads a misdemeanor. Neb. 58, 27 F
- 3238 Generally amending P.S.'91 ch.73 for repair of highways in towns; effective only in towns adopting it. N. H. 29, 1 Mr
- 3239 Commissioner of highways may, with consent of town board, immediately repair or rebuild damaged road or bridge, *but if expense is over \$500 work must be under written contract.* Amending '90 ch.568 §10. N. Y. 84, 14 Mr
- 3240 Townships may buy tools and machinery for making roads.  
N. D. 140, 4 Mr
- 3241 Supervisors and road commissioners to remove loose stones from main traveled highways. Pa. 112, 2 My
- 3242 Supervisors to *purchase* [formerly procure] road machinery and material *on such terms as seem proper; on petition of majority of taxpayers, town board may buy road machine.* Amending R.S.'98 §1223. Wis. 83, 30 Mr
- 3243 **Obstruction. Injury to roads.** Person running *turpentine cart or hauling other heavy loads* to keep road in average repair. Amending '93, 62. Fla. 109, 27 My
- 3244 Minor amendment to '93, 416; '89, 503, protecting roads in certain counties from damage from hauling of logs.  
N. C. 712, 8 Mr
- 3245 Amending R.S.'98 §1140 relating to liability for damages to hill-side highway by horses, cattle etc. being driven over it.  
U. 11, 3 Mr
- 3246 Minor amendments to R.S.'98 §1347b relating to damages by steam engines on public roads. Wis. 197, 18 Ap
- 3247 **Damages through defect.** Notice to city, town etc. of claim for damages from defective highways amended ('95, 172).  
Ct. 97, 11 My

- 3248** Husband can not recover for injuries received by wife through want of repairs on highway, nor parent for injury to minor child; no action for injury from snow or ice unless accumulation has existed three weeks. Amending R.S.'98 §1529a.  
Wis. 305, 29 Ap
- 3249** Shade trees. Codifying and amending shade tree preservation laws.  
Mass. 330, 4 My
- 3250** Whoever suffers animal to injure shade tree on highway *shall forfeit \$5 to \$100, half to complainant, half to state.* Amending P.S. ch.54 §8.  
Mass. 436, 27 My
- 3251** Unlawful to hitch animals to trees adjacent to sidewalks in villages and unincorporated towns. Amending '97, 99.  
Tenn. 193, 5 Ap
- 3252** Private roads. Owner of land within 20 [formerly 5] miles of railroad is entitled to private road from land to railroad if there is no public road. Amending R.S.'89 §7930.  
Mo. p.344, 6 My
- 3253** Authorizing the location by condemnation proceedings of private way to highway from land of one surrounded on all sides by private land. S. C. R.S. §1175-80. *Unconstitutional.* Violates constitutional provision that private property can not be taken for private use without consent of owner. *Beaudrot v. Murphy*, 53 S. C. 118.
- 3254** Encroachments. Highway commissioner to keep account of cost of removing encroachment on highway, to be assessed on lands; in action of trespass, *either party may amend pleadings; person interfering with commissioner or replacing encroachment after final decree liable to fine and imprisonment.* Amending C.L. §4122-23, 4126.  
Mich. 244, 15 Je
- 3255** Cornices and other projections on buildings 12 feet or more above surface of highway, may extend a reasonable distance into highway. Repealing P.S.'91 ch.77 §8.  
N. H. 59, 9 Mr
- 3256** Wide tires. Regulating width of tires used on vehicles for transporting merchandise.  
Ct. 225, 20 Je
- 3257** Wagon carrying heavy loads to have tires 4 to 6 inches wide.  
N. H. 91, 11 Mr
- 3258** Supervisors [formerly in counties that have spent \$500,000 in paving and macadamizing] may enact laws regulating width of tires on vehicles built to carry 1500 [formerly 2500] pounds. Amending '92 ch.686 §79.  
N. Y. 155, 28 Mr
- 3259** Villages may prescribe width of tires on vehicles built to carry 1500 pounds. Amending '97 ch.414. §89. N. Y. 391, 21 Ap

- 3260** Allowing rebate for four years on road tax of owners of wagons, etc. with tires at least 3 inches wide. Or. p.81, 17 F
- 3261** Amending '96, 75 relative to width of wheel rims. Vt. 66, 16 N '98.
- 3262** **Weeds.** Overseers of highways and street commissioners in villages and cities under 50,000 to cut weeds on highways and streets. Minn. 107, 3 Ap.
- 3263** Amending '90 ch.568 §70-71 relating to cutting and destroying noxious weeds, briars and brush on highway. N. Y. 681, 25 My
- 3264** Road overseer and street commissioner to cut and remove weeds from highways, streets and alleys before August 1; performed and paid as road work. N. D. 115, 8 Mr
- 3265** **Bicycles—regulation.** On pledge of bicycle, officer may release prisoner arrested for violation of law for use of bicycles. Ct. 196, 15 Je
- 3266** Towns, cities and villages may regulate use of bicycles at night. Amending R.S. ch.3 §59. Me. 118, 17 Mr
- 3267** Prescribing ordinances and regulations for use of bicycles which may be passed and enforced by cities, towns and villages; any other regulations void. N. Y. 634, 23 My
- 3268** Cities may regulate bicycle riding. Wash. 31, 6 Mr
- 3269** Power to license bicycles taken from common councils. Amending R.S.'98 §925 subdiv.52. Wis. 61, 24 Mr
- 3270** **Bicycle paths.** County judge may, on petition of 50 wheelmen, appoint sidepath commissioners to construct and maintain sidepaths on public roads; annual license tax and badge; riding on sidepath without license prohibited; sidepath fund; two counties excepted. N. Y. 152, 27 Mr
- 3271** Counties, 23 excepted, to levy \$1.25 bicycle tax for constructing paths. Or. p. 152, 18 F
- 3272** Sidepaths may be constructed in townships for bicycle riders and pedestrians; bicycles to be taxed not to exceed \$1; sidepath commissioners. Pa. 35, 11 Ap
- 3273** Cities may construct paths and collect fees. Wash. 31, 6 Mr
- 3274** Making appropriation for construction of path between Littleton and Palmer lake; counties to keep path in repair; regulations. Col. 27, 22 Ap
- 3275** Paths recorded with circuit court; unlawful to drive on, obstruct or place injurious substance. Fla. 107, 20 My
- 3276** Protecting from abuse sidewalks and sidepaths constructed for use of pedestrians or bicyclists outside of incorporated cities or villages. Ill. p.147, 26 Ap

- 3277 Fine of \$20 for driving on path. Amending '98, 351. Mass. 474, 3 Je
- 3278 Unlawful to drive vehicle or animals on sidepaths and sidewalks, or to injure same or throw glass on road; sidepath must be distinguished from road, at least 12 feet from center, not over 5 feet wide. Mich. 76, 17 My
- 3279 Misdemeanor to injure path or allow animals to obstruct; or to place anything likely to injure bicycle or wound rider on public way. Minn. 43, 6 Mr
- 3280 Unlawful to injure or obstruct sidepaths wilfully. Pa. 69, 28 Ap
- 3281 Miscellaneous regulations. Lost or uncertain boundaries of highways to be determined by selectmen; appeal. Repealing '95, 142. Ct. 115, 17 My
- 3282 Owner of land on highway applying for boundary marks must first pay costs. Amending '95 ch.286 §5. Ct. 131, 31 My
- 3283 Rubber-tired vehicles to show lights when used at night. Ct. 189, 15 Je
- 3284 Thorn hedges along roads to be trimmed each year. Del. 253, 23 F; 254, 16 Mr
- 3285 Feeding stock or camping on highways exceeding 12 hours in one township prohibited; fines to be expended on roads. Ill. p. 339, 21 Ap
- 3286 In cities and villages person shall go from four to 10 rods in advance of steam engine with plank sufficient to plank crosswalks. Amending C.L. §5543. Mich. 217, 1 Je
- 3287 Cities of 100,000 may fix fees for street parades; fees to go to sick and pension fund of police department. N. J. 126, 23 Mr
- 3288 Commissioner of highway may enter on lands adjoining highways subject to overflow and remove obstacles to free flow of water. Amending '91 ch.212 §4. N: Y. 344, 17 Ap
- 3289 All travelling on turnpike road, *public highway*, causeway or bridge to be to the right of center thereof. Amending Criminal statutes '93 §353. S. C. 73, 6 Mr

**Road taxes and work**

- 3290 Local taxes and funds. Counties not under township organization may levy tax of not more than ½% annually for 10 years, to build roads on lands subject to inundation. Ill. p.340, 24 Ap
- 3291 Cities of less than 2000 that are separate road districts shall receive from county treasurer delinquent road tax collected in city. Kan. 8, 7 Ja

- 3292** Constitutional amendment; counties may incur road and bridge debt of  $\frac{1}{2}\%$  of valuation without vote of people. *Adopted by the people April 1899.* Mich. j. r. 5
- 3293** Proceeds of liquor licenses to go to road and bridge fund in counties of 200,000. Minn. 96, 26 Mr
- 3294** Counties of under \$1,000,000 assessed valuation may levy 2 mills tax for road and bridge fund. Amending '95, 287. Minn. 211, 13 Ap
- 3295** Town lists of delinquent road taxes to be annually revised by town clerk and supervisors and uncollectable items canceled. Amending G.S. §1801. Minn. 219, 14 Ap
- 3296** License fees for dramshops in counties of less than 50,000 may be used for roads and bridges. Amending '93 p.150. Mo. p.177, 24 My
- 3297** Special road tax of  $1\frac{1}{2}$  mills to be levied on property not in cities, towns or villages; general road tax not to exceed 2 mills on all property in county [formerly such tax as may be necessary]. Amending R.S.'89 §7896. Mo. p.343, 18 My
- 3298** Duties of township trustee and ex officio treasurer amended as to road money (R.S.'89 §8464). Mo. p.364, 30 My
- 3299** Submitting constitutional amendment: special  $1\frac{1}{2}$  mill road and bridge tax may be levied by county courts or township boards except in cities of St Louis, Kansas City and St Joseph. *Vote November 1900.* Mo. p.381
- 3300** In counties not under township organization one half of the road tax collected in cities over 80,000 goes to county for general road purposes and one half to city for roadways in the system of parks and boulevards. Amending C.S.'97 §4577. Neb. 56, 3 Ap
- 3301** Appropriation for highway repair in towns to be collected as other taxes. Amending P.S.'91 ch.73. N. H. 97, 11 Mr
- 3302** Delinquent road taxes; exemptions; notice by overseer. Amending Okl.S.'93 ch.72 art.1 §19, 21; '95 ch.44 art.1, 3. Okl. 29, 15 Mr
- 3303** Poll tax and road work. Employers to furnish road overseer with names of employees subject to road duty. Ark. 96, 5 Ap
- 3304** Citizens of towns and cities under 3000 to keep streets in repair. Fla. 111, 27 My
- 3305** Commutation road tax \$1 for each day of required work not exceeding four [formerly \$3 for entire period]; board of roads and revenues; ad valorem tax payable in material or labor; act operative on recommendation of grand jury. Amending '96 p.78. Ga. p.110, 19 D '98

- 3306 Overseers to collect road poll tax by seizure and sale of personal property if necessary. Id. p.392, 16 F
- 3307 Repealing as to cities of 20,000 G.S.'89 §555 subdiv.34 permitting cities of 15,000 to require two days labor on streets or a poll tax of \$3. Kan. 64, '93. *Unconstitutional*. Defective title; act is also amendatory in character and violates constitutional provision requiring new act to contain the section Amended. In re Ashby, 55 P. 336.
- 3308 Annual road tax of \$2 [formerly \$3] to be paid by every man under 45 years. Repealing '97 p.176 relating to road tax and and special levy of 1 to 2 mills for roads. Mon. p.69, 3 Mr
- 3309 Township boards may submit question of contract system of road work *at their discretion* [formerly on petition of majority of voters]; where contract system is adopted, road taxes to be paid in money. Amending R.C.'95 §2669. N. D. 141, 6 Mr
- 3310 Verbal amendment to '96 ch.109 §5 relating to overseer's notice to persons liable to road duty. S. C. 3, 28 F
- 3311 Person refusing to work on roads at time and place designated by road overseer, *by the person summoning or by the superintendent or other person authorized by commissioners' court*, shall be fined. Amending Pen.C.'95 art.491 and repealing art.492. Tex. 15, 2 Mr

## Toll roads

- 3312 Turnpike companies in villages to pay for sidewalks on streets controlled by them. Amending '97 ch.414 §161. N. Y. 326, 17 Ap
- 3313 Turnpike companies may surrender charters and dispose of property. Tenn. 280, 22 Ap
- 3314 In counties of 30,000 toll road not over five miles long may have but one gate, at least one and one half miles from city or town. Tenn. 319, 15 Ap
- 3315 Toll gate in town or village must be moved one mile from limits on incorporation as city. Tenn. 320, 20 Ap
- 3316 All turnpike companies may have same privileges on accepting conditions as to tolls. Tenn. 369, 22 Ap
- 3317 Any person who refuses to pay fee for use of licensed toll road, bridge, etc. is guilty of misdemeanor. Amending R.S.'93 §4481. U. 35, 9 Mr
- 3318 All toll roads with two exceptions, shall have solid roadbed 15 feet wide, with strong bridges across all streams 50 feet wide or less and across such others as county court may direct; no tolls to be collected unless road thus constructed. Amending Code '91 ch.56 §12. W. Va. 29, 21 My

- 3319 Public purchase and control.** When corporation owning toll bridge, plank road, etc. is dissolved or discontinues use of bridge or road, such bridge or road becomes highway. '93 p.12 *reenacted to correct illegality in passage.* Id. p.168, 7 F
- 3320 Macadamized roads constructed by corporations whose charter life has expired are to be controlled and operated by county court; court may fix and collect tolls.** Mo. p.345, 5 My
- 3321 Any township or municipality may, after vote, acquire turnpike lying within its limits; bonds.** N. J. 191, 24 Mr
- 3322 Boards of supervisors may acquire turnpikes, plank roads and bridges; certain counties excepted.** N. Y. 594, 16 My
- 3323 Turnpikes or roads on boundary line between two counties may be condemned and made free; procedure; other amendment to '87, 197.** Pa. 70, 28 Ap
- 3324 County courts may acquire toll roads, paying therefor except by bonds; surplus of receipts over repairs to be applied to purchase price. Amending '81, 118.** Tenn. 196, 23 Mr

**Bridges.** (*See also* Railway bridges, 3901)

- 3325 County bridges.** Counties may purchase bridges from private owners. Ark. 204, 1 Jl
- 3326 County may bond itself to aid city or village in constructing free bridge over navigable stream. Amending '99 p.136 §3604.** Id. p.443, 14 Mr
- 3327 County commissioners may appropriate \$1000 for each \$500,000 of assessed valuation to *repair bridges*. Amending G.S. §1846.** Minn. 192, 13 Ap
- 3328 County commissioners may maintain all bridges 100 feet long.** Minn. 330, 20 Ap
- 3329 Tunnels for roads under streams or railroads may be constructed by boards of chosen freeholders.** N. J. 80, 22 Mr
- 3330 Counties of 50,000 to 150,000 may acquire land necessary to widen approaches to bridges; commissioners to appraise; appeal; bonds.** N. J. 190, 24 Mr
- 3331 County commissioners, on petition of certain number of taxpayers, to build bridges; limit of cost.** N. M. 11, 14 F
- 3332 Bridges built by township or borough, assisted by county, may be declared county bridges by county commissioners.** Pa. 76, 28 Ap
- 3333 Counties may purchase or take bridges already erected; compensation to owners; procedure.** Pa. 127, 5 My
- 3334 Bridges on boundaries.** Regulating the constructing of bridges on county or town lines. Amending R.S.'97 ch.121 §21. Ill. p. 338, 12 Ap

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- 3335 Commissioners of highways may privately let contracts for constructing bridges on town lines. Amending R.S.'97 ch.121 §27. Ill. p. 343, 24 Ap
- 3336 Amending C.S.'97 §4590 relating to joint building and repair of bridges by adjoining counties. Neb. 57, 1 Ap
- 3337 Adjoining cities may jointly construct bridge or viaduct; commissioners; bonds. N. J. 188, 24 Mr
- 3338 Amending regulations for issue of bonds to pay for bridges over waters between cities and towns or villages ('98 ch.591 §4). N. Y. 232, 4 Ap
- 3339 Town and municipal bridges. When bridge in any township [formerly place] costs over \$50, commissioner shall submit proposition to township board [formerly clerk]; *on collusion among bidders contract may be let to any person not over lowest bid.* Amending C.L. §4169. Mich. 55, 2 My
- 3340 Bridges on town roads to be paid for by town and village jointly *when inside village plat.* Amending R.S.'98 §894a. Wis. 284, 28 Ap
- 3341 Miscellaneous. Regulating the building of bridges across irrigation canals. Amending R.S.'87 §935, 968. Id. p.405, 15 Mr
- 3342 Bridges must hereafter have capacity of at least 100 pounds to square foot. Ill. p.338, 21 Ap
- 3343 Bridges and culverts to be at least 16 feet wide. Mich. 72, 10 My
- 3344 Bridge contracts to be let by public outcry or by sealed bids. Amending R.S.'89 §906. Mo. p.49, 29 Ap
- 3345 State engineer and surveyor may appoint a chief designer and inspector of bridges, and assistants, to design and inspect bridges built under his supervision. Amending '92 ch.683 art.6. N. Y. 476, 2 My
- 3346 Water companies and cities may attach pipes to bridges; fee of 5c a 100,000 gallons to bridge owners. N. D. 171, 8 Mr

## Military regulations

### Militia. National guard

#### General organization

- 3347 General laws. General law; infantry, cavalry, artillery and signal corps; officers and staff; enlistment and discharge; courts martial; exemption from poll tax; governor may order annual encampment. Ala. p.136, 23 F



- 3348 Revision of law. 14p. Fla. 23, 3 Je
- 3349 Organizing the militia of the state; enlistment; exemption; regulations. '90-91 p.217 reenacted to correct illegality in passage. Id. p.156, 7 F
- 3350 Military code (R.S.'97 ch.129; '97 p.252) revised. Ill. p.282, 24 Ap
- 3351 General law for organization and regulation of national guard. Pa. 104, 28 Ap
- 3352 Every able-bodied man of 21 to 45 years to be enrolled in militia; exemptions; to be called out for active duty only in time of war, for suppression of riots, etc.; regulations. Pa. 154, 9 My
- 3353 General act reorganizing national guard. 26p. Wis. 200, 18 Ap
- 3354 Amending regulations for government and equipment of the militia ('95, 313; '97, 222). Ct. 212, 20 Je
- 3355 Amending certain sections of G.S.'97 ch.2, 128 relating to state militia. Kan. 166, 2 Mr
- 3356 Generally amending '93, 266 as to militia. Me. 128, 17 Mr
- 3357 Generally amending military code ('97, 118). Minn. 231, 17 Ap; 238, 17 Ap
- 3358 Amending '93, 374 for regulation of state militia. N. C. 390, 4 Mr
- 3359 Details of organization. Providing for return to national guard of organizations and men mustered out of United States service; continuous service granted. Cal. 127, 21 Mr
- 3360 Attorney general may order new militia enrolment list to be made for any town. Ct. 101, 11 My
- 3361 Exempting from military duty those who served in army or navy of United States [formerly during late rebellion]. Amending '97, 222. Ct. 123, 19 My
- 3362 All able-bodied [formerly white] male citizens 18 to 45 are subject to military duty unless exempt. Amending C.L. §1575. Mich. 28, 30 Mr
- 3363 In time of peace national guard to consist of one battalion of not more than five companies; battalion and company organization; qualifications of members. Repealing parts of '93 ch.90; '95 ch.106; '97 ch.51. Nev. 26, 6 Mr
- 3364 Battalions of infantry not connected with a regiment to have two [formerly one] assistant surgeons. Amending '98 ch.212 §26. N. Y. 508, 3 My
- 3365 Regiment of state militia to consist of not over 12 [formerly 10] companies, organized in battalions of not over four companies; three [formerly one] majors; commissary sergeant; two [formerly one] assistant surgeons; battalion adjutant for each battalion. Amending R.S.'95 art.3433. Tex. 161, 5 Je

**3366 Naval militia.** Generally amending regulations for organization of naval battalion of national guard. Repealing '97, 240; '95, 314. Ct. 211, 20 Je

**3367 Establishing naval reserve as part of national guard.**

Me. 46, 8 Mr

**3368 Establishing naval reserve of eight companies.**

Minn. 355, 21 Ap

**3369 Amending '93, 399 for the establishment of a naval battalion of state guard.**

N. C. 442, 6 Mr

**Officers**

**3370 Amending staff of commander in chief and brigadier general of militia and duties of state military board ('95 p.127).**

Or. p.107, 17 F

**3371 Staff officers.** Rank of aids-de-camp on governor's staff amended ('98 ch.212 §7).

N. Y. 507, 3 My

**3372 Four to eight** [formerly four] aids-de-camp to be on staff of commander in chief. Amending '95 ch.59 §12. N. H. 1, 17 Ja

**3373 Miscellaneous.** Repealing '90 j. r. 2 authorizing governor to place certain officers on retired list. N. J. 64, 21 Mr

**3374 Commissioned militia officers in service July 1, 1897, having served in civil war, may retire with next higher rank.**

Mass. 302, 25 Ap

**3375 General act relating to examining boards for militia officers.** Repealing '98 ch.367 §53.

Mass. 381, 22 My

**Miscellaneous**

**3376 Salaries. Support.** Extending to cities of 100,000 to 600,000 privilege of appropriating for support of national guard granted to cities of 1,000,000 by '87, 123

Pa. 38, 11 Ap

**3377 Annual allowance of \$300 to chief musician of each regimental band for services; \$100 to each troop commander to provide mounts, not less than five mounted drills to be had annually. Amending R.C.'95 §1419.**

N. D. 112, 6 Mr

**3378 Each company allowed \$600 [formerly \$500] for armory rent, payable to captain; adjutant general allowed \$250 [formerly \$100] for care of stores. Amending '97, 76.**

Wy. 31, 16 F

**3379 Additional pay for volunteers in Spanish war.** \$250,000 appropriated to pay Illinois volunteers in Spanish war the difference between the amount paid by United States and that allowed by law for active service in state militia. Ill. p.33, 18 Ap

**3380 State pay for soldiers mustered in United States service between Feb. 14, 1898, and Jan. 1, 1899. Amended '98, 561.**

Mass. 471, 3 Je

- 3381 State to pay its volunteers \$7 a month for services in Spanish war. N. H. 143, 11 Mr
- 3382 Providing additional pay for New Jersey volunteers in Spanish war. N. J. 75, 22 Mr
- 3383 State employees who served in Spanish war to be paid their salary for time of service. N. Y. 654, 25 My
- 3384 **Armories. Encampment.** County commissioners to provide armories for national guard, *subject to approval of adjutant general*; expense not to exceed \$40 [formerly \$50] a month. Amending '97 ch.51. Nev. 17, 28 F
- 3385 State military board may pay rent of armories. Mich. 6, 16 F
- 3386 Armories may be used for other than military purposes on occasions of state or national importance on approval of officers of national guard and under certain restrictions. Amending '98 ch.212 §143. N. Y. 240, 5 Ap
- 3387 All encampments to be at state camp of instruction. Cal. 112, 20 Mr
- 3388 Establishing camp of instruction for national guard. Cal. 55, 4 Mr
- 3389 Annual encampment to be held *at state encampment ground, Rock Island* [formerly wherever commander in chief should order]. Amending R.C.'95 §1391. N. D. 111, 8 Mr
- 3390 Providing for annual encampment. Okl. 19, 10 Mr
- 3391 **Traveling libraries.** Adjutant general may purchase traveling library textbooks for each infantry regiment; not to exceed \$50 annually for each regiment. Wis. 200, 18 Ap
- 3392 **Military schools.** Annual inspection of St Albans academy by governor authorized; graduates eligible to appointment as second brevet lieutenants in national guard. Ill. j.r. p.384, 16 F
- 3393 Norwich university recognized as the military college of the state. Vt. 32, 29 N '99
- 3394 **Flag. Coat of arms.** Unlawful to deface national flag or use for advertising. Ari. 31, 11 Mr; Cal. 43, 2 Mr; Ct. 56, 19 Ap; Ill. p.234, 22 Ap
- 3395 Unlawful to deface United States or state flag or use for advertising. Me. 132, 17 Mr; Mass. 254, 10 Ap Minn. 163, 11 Ap; N. H. 66, 10 Mr; N. Y. 12, 22 F
- 3396 Forbidding use of United States flag or coat of arms on merchandise or in advertisements. Vt. 122, 16 N '98
- 3397 **Independent organizations.** Certain independent military organizations may drill or parade with arms only by consent of governor, and must carry United States flag. Amending '97 p.252. Ill. p.281, 24 Ap

**Veterans. War memorials**

**Pensions. Relief**

- 3398** Judges or county officers not to charge fee to soldiers in pension matters. '95 p.36 reenacted to correct illegality in passage.  
Id. p.242, 14 F
- 3399** County clerk and clerk of county court to administer oaths in pension matters and to certify pension vouchers without compensation.  
Or. p.62, 17 F
- 3400** State pensions and aid. Pensioning confederate soldiers and sailors; state board of examiners and examiners for each county to be appointed by governor for six years; regulations; maximum pension \$5 a month; special tax of 1 mill levied to carry out provisions of act.  
Ala. p.226, 10 F
- 3401** Pension for confederate soldiers disabled by wound, age or disease; inmate of Confederate soldiers' home entitled to 30 days furlough and \$10 cash annually. Amending Digest '94 §5578.  
Ark. 154, 8 My
- 3402** Revision of law as to pensions.  
Fla. 9, 2 Je
- 3403** Pension for indigent disabled soldiers of Spanish war. Amending '95, 123.  
Me. 10, 15 F
- 3404** General act relating to military aid. Repealing '94, 279.  
Mass. 372, 18 My
- 3405** General act relating to state aid to soldiers and sailors. Repealing '94, 301 and parts of '98, 561.  
Mass. 374, 18 My
- 3406** Repealing '85, 23 in aid of indigent veterans of Mexican and civil wars.  
Nev. 100, 16 Mr
- 3407** Pensioning confederate soldiers who have become blind since the war.  
N. C. 619, 7 Mr
- 3408** Reducing pensions to disabled soldiers of civil war. Amending '91, 64.  
Tenn. 425, 22 Ap
- 3409** Pension of \$8 a month to disabled and indigent confederate soldier or sailor, native of state or who came prior to 1880, either over 60 years old or disabled as result of three months actual service; to indigent widows not remarried, residents since Mar. 1, 1880, and married prior to Mar. 1, 1866.  
Tex. 107, 12 My
- 3410** Local relief. Establishing county boards for relief of needy soldiers of Spanish war, consisting of prosecuting attorney, probate judge, county clerk and treasurer; soldiers' aid fund of 1/8 mill.  
Mich. 12, 7 Mr; 134, 21 Je
- 3411** Extending soldiers' relief act (C.L. §2067-73) to soldiers of Spanish war and female nurses of rebellion.  
Mich. 214, 1 Je

- 3412 Soldier, or sailor of *United States* [formerly of Mexican and civil wars] not to be sent to almshouse except on approval of G. A. R. post; amending manner of relief. '96 ch.225 §80.  
N. Y. 83, 14 Mr
- 3413 *Memorial or executive committee* of G. A. R. post may relieve soldiers and be reimbursed by city, county or borough. Amending '98 ch.337 §81.  
N. Y. 462, 27 Ap
- 3414 County commissioners of any county [formerly of 30,000] may allow \$500 salary to secretary of soldiers' relief commission. Amending R.S.'98 §1529f.  
Wis. 135, 8 Ap
- 3415 Cost of relief furnished soldiers shall be valid claim against their property; statute of limitations not pleadable. Wis. 136, 8 Ap
- 3416 Names of indigent soldiers to be reported by *ward supervisors* [formerly city council]. Amending R.S.'98 §1529c.  
Wis. 231, 20 Ap
- 3417 **Burial expenses.** Amending G.L.'88 §3768 relating to erection of gravestones at graves of soldiers and sailors of civil war.  
Ct. 166, 9 Je
- 3418 Providing for burial at state expense of soldiers and sailors of United States in civil or *Spanish* war. Amending '97, 139.  
Ct. 179, 14 Je
- 3419 Indigent soldier or sailor of civil or *Spanish* war, or his wife or widow, to be buried by township trustees. Amending '89 ch.78.  
Ind. 172, 3 Mr; 178, 4 Mr
- 3420 State to pay burial expenses of destitute soldier of *Spanish* war. Amending '87, 33.  
Me. 16, 21 F
- 3421 Soldier buried at public expense not thereby constituted a pauper. Amending '87, 33.  
Me. 125, 17 Mr
- 3422 Extending law ('85, 170) as to burial of indigent soldiers and sailors to those of *Spanish* war. Mich. 242, 15 Je
- 3423 Extending law (G.S. §8042) as to burial at public expense to soldiers of *Spanish* war and to all dying in United States service and brought into state for burial. Minn. 177, 14 Ap
- 3424 County commissioners to pay burial expenses of indigent soldiers of civil, Mexican or *Indian wars in Oregon and Washington*, or of their wives or widows. Amending G.S.'91 §1295.  
Wash. 99, 13 Mr
- 3425 Providing for burial of soldiers of *Spanish* war. \*  
Wash. 108, 13 Mr
- 3426 **Preference of veterans.** Indigent confederate or United States soldiers drawing not over \$8 pension a month and blind persons may peddle or give public lecture or entertainment without paying license.  
Ark. 185, 8 My

- 3427 Confederate soldier may peddle without license when he has property under \$500 and stock in trade not over \$200 in value. Fla. 6, 2 Je
- 3428 Running billiard table, dealing in futures, peddling stoves or clocks, pawnbrokerage, auctioneering and dealing in lightning rods are excluded from business which disabled confederate soldiers may conduct without license. Amending Code '95 §1642. Ga. p.46, 20 D '98
- 3429 No peddling license fees to be collected by state, county, *city* or *town* authorities from discharged soldiers of civil or *Spanish* war. Amending '95 ch.121. Ind. 42, 17 F
- 3430 Hawkers' and peddlers' license fees not required of soldiers or sailors of civil or *Spanish* war. Amending '97, 76. N. H. 37, 7 Mr
- 3431 Soldier or sailor, *a veteran of civil war*, may obtain without cost a license to peddle *and sell by auction*. N. Y. 659, 25 My
- 3432 Amending G.L. ch.162 §15 relating to issuing of peddlers' license to certain soldiers and sailors. R. I. 622, 3 Mr
- 3433 Exempting from payment of poll tax those who served in army or navy of United States [formerly those who served in late rebellion three months]. Amending G.L.'88 §3819. Ct. 73, 11 My
- 3434 Soldiers of civil and *Spanish* wars to be preferred for public employment. Amending '97, 205. Mich. 85, 25 My
- 3435 Veterans to be preferred in state and municipal appointments and work; not to be removed without hearing. N. J. 65, '97. *Unconstitutional*. Defective title. *Hardy v. City of Orange*, 61 N. J. Law 620.
- 3436 Students of state university enlisting in *Spanish* war entitled to free tuition. Minn. 345, 20 Ap
- 3437 Soldiers and sailors and their orphan children may attend state educational institutions free of tuition. S. D. 79, 21 F

**Soldiers' homes**

- 3438 Establishment. General organization. Establishing a soldiers' home. '93 p.91 reenacted to correct illegality in passage. Id. p.190, 9 F
- 3439 Revision of '95, 33 as to soldiers and sailors' home. Wy. 17, 13 F
- 3440 Annual appropriation for each inmate of veterans' home \$75 [formerly \$150]. Amending '93, 179. Cal. 111, 20 Mr
- 3441 Salary of steward of soldiers' and sailors' orphans' home \$900 [formerly \$600]. Amending '87 ch.14. Ind. 115, 1 Mr
- 3442 Minor amendments to G.S. §3626 as to appropriations for soldiers' home. Minn. 164, 11 Ap

- 3443 Admission.** Soldiers and sailors of Mexican, civil and *Spanish* wars may be admitted to soldiers and sailors' home. Amending '93 p.75. Ill. p.354, 22 Ap
- 3444** Extending privileges of soldiers' home to disabled soldiers of Spanish war. Amending '91, 44. Mich. 62, 2 My
- 3445** Extending privileges of soldiers' home to indigent soldiers of Spanish war. Amending G.S. §3605, 3628. Minn. 166, 11 Ap
- 3446** United States soldiers or sailors of civil, *Mexican* or *Spanish* war, may be admitted to the state soldiers' home. Amending P.C.'95 §2517. Mon. p.50, 22 F
- 3447** Soldiers' home to receive applicants who have served in a state military organization or in United States army or navy in *time of war* [formerly in war of rebellion]. Amending P.S.'91 ch.13 §7. N. H. 18, 1 Mr
- 3448** Soldiers and sailors of *Spanish*, *Filipino*, civil, Mexican or Indian war to be admitted to soldiers' home; management of home. Amending '93 p.105; '95 p.90. Or. p.81, 17 F
- 3449** Admitting to veterans' home destitute *army nurses and mothers of* union soldiers. Amending R.S.'98 §1529a. Wis. 304, 1 My
- 3450 Widows and orphans.** Soldiers' orphans' home is for children of veterans [formerly veterans of civil war]; other minor amendments to soldiers' orphans' home law ('97 p.89). Ill. p.86, 3 Ap
- 3451** Amending '93, 212 as to conditions of admission to home for soldiers' *widows*, wives and mothers. Mich. 139, 21 Je
- 3452** Children of soldiers and sailors of Spanish war may be admitted to soldiers' orphan schools. Pa. 45, 13 Ap

**Miscellaneous**

- 3453 Organizations.** (*See also* Membership corporations, 951) Quartermaster general may issue 20 [formerly four] condemned muskets to each camp of Sons of veterans. Amending C.L. §1711. Mich. 68, 10 My
- 3454** Unlawful for nonmembers to wear badge of Sons of veterans. N. J. 215, 24 Mr
- 3455** Grand army button not to be worn by unauthorized persons. Amending Pen.C. §674a. N. Y. 184, 31 Mr
- 3456 Monuments.** State to provide headstones for graves of soldiers of Spanish war. Ct. 192, 15 Je
- 3457** \$65,000 appropriated for monuments to mark the positions of Illinois volunteers in battle of Shiloh. Ill. p.6, 24 Ap
- 3458** Any county may erect a monument or memorial building in honor of its soldiers and sailors. Ill. p.124, 22 Ap
- 3459** \$100,000 appropriated to complete state soldiers' and sailors' monument. Ind. 106, 25 F

- 3460 Counties may spend \$2500 for monuments or memorial halls to soldiers of civil war; electors to vote thereon.  
Minn. 339, 20 Ap
- 3461 Commission appointed to erect monument to New Jersey sailors who died on the Maine.  
N. J. 37, 15 Mr
- 3462 Soldiers' monument corporations may erect monuments to soldiers and sailors of civil or *Spanish* war; towns and villages may levy taxes not to exceed \$500 annually for erecting or caring for such monuments. Amending '95 ch.559 §121.  
N. Y. 207, 1 Ap
- 3463 Misdemeanor to deface monument or other structure on battlefields.  
Tenn. 354, 22 Ap
- 3464 Granting permission for erection of memorial to soldiers of Spanish war on capitol grounds; \$1500 appropriated.  
Wy. 68, 20 F
- 3465 Memorial day. Towns may make appropriations for decorating graves of soldiers and sailors who served United States in time of war [formerly soldiers of civil war]. Amending P.S.'91 ch.40 §4.  
N. H. 34, 7 Mr
- 3466 Towns containing village of 5000 in which are two or more G. A. R. posts, may appropriate \$100 for observance of memorial day. Amending '98 ch.36 §1.  
N. Y. 679, 25 My
- 3467 Confederate memorial day is second Friday in May. Amending '89, 63.  
Tenn. 156, 7 Ap
- 3468 Towns, villages and cities under 5000 may appropriate \$50 annually, cities over 5000 \$100 for memorial day celebration.  
Wis. 124, 8 Ap
- 3469 War records. Adjutant general to publish records of state troops in civil and Spanish wars; distribution. Col. 25, 4 Ap; 26, 6 Ap
- 3470 \$5000 appropriated for preparation and revision of rosters of Illinois volunteers in civil and Spanish wars. Ill. p.3, 24 Mr
- 3471 Adjutant general to prepare and distribute records of Indiana volunteers in Spanish war.  
Ind. 185, 4 Mr
- 3472 Creating commission to publish records of soldiers and sailors of state in civil war; 5500 copies.  
Mass. 475, 3 Je
- 3473 500 copies of any history of state organizations in *Spanish war* to be bought for state.  
Mass. 388, 23 My
- 3474 Adjutant general to compile history of soldiers and sailors in Spanish and civil wars.  
Mich. 150, 23 Je; 157, 23 Je
- 3475 10,000 additional copies of history of state organizations at Chickamauga, Chattanooga and Missionridge.  
Mich. j.r. 8, 30 Mr
- 3476 Authorizing purchase of muster rolls of state volunteers in civil war to complete the records of adjutant general's office.  
N. M. 67, 16 Mr



- 3477** Sketches of confederate regiments from North Carolina to be printed by state. **N. C. 28, 31 Ja**
- 3478** Adjutant general to prepare record of state soldiers and sailors of Spanish war. **Pa. 48, 13 Ap**
- 3479** Confederate soldiers' disability. Political disabilities imposed by art.5 §2 of state constitution removed. **Kan. 172, 3 Mr**

## Charities

(See also Membership corporations, *a* 951; Fraternal beneficiary societies, 3757; Police and firemen's pensions, 2958, 2972; State finance—institutions, 1121; State institutions 2717; Veterans—pensions and relief, 3396)

### Charities and corrections—general

- 3480** County boards of charities and corrections to be appointed by circuit court on petition of 15 persons; visit institutions quarterly; report to county commissioners. **Ind. 34, 17 F**
- 3481** Commission to investigate and report to next legislature on state support and control of dependent insane and feeble-minded and the moral improvement of penal institutions. **N. H. 134, 11 Mr**
- 3482** State controller and president of state board of charities to classify officers and employees of charitable and reformatory institutions and fix salaries of each class; *monthly* [formerly quarterly] accounts of receipts to be rendered by each institution. Amending '97 ch.413 §17. **N. Y. 383, 21 Ap**
- 3483** State board of control to inspect semiannually fire equipment, water supply, drainage and heating and ventilating systems of county asylums, poorhouses and jails. Amending R.S.'98 §564. **Wis. 226, 20 Ap**
- 3484** Officers, janitors and guards of *all* state charitable, *penal and reformatory* institutions, *county insane asylums and poorhouses outside of municipalities* empowered to arrest violators of rules. Amending R.S.'98 §609. **Wis. 228, 20 Ap**
- 3485** Corporation to maintain hospitals, asylums, industrial schools and refuges subject to visitation by state board of *control* [formerly charities and reform]. Amending R.S.'98 §1785-86. **Wis. 351, 4 My**

### Charities—general

- 3486** Providing for incorporation of charitable societies. **Mich. 166, 23 Je**
- 3487** Charitable corporations exempt from taxation to report annually to state board of charities. **Mass. 259, 10 Ap**

*a* Many general incorporation laws cover charitable and several other classes of nonprofit corporations. To save repetition these are all placed together.

- 3488** Only persons necessarily residing therein shall be allowed rooms and maintenance in state charitable institutions; other amendment to '96 ch.546 §41 relating to monthly estimates of expenses. **N. Y. 436, 25 Ap**
- 3489** State board of charities to approve plans for new buildings for institutions subject to their supervision, and plans for unusual repairs. Amending '96 ch.546 §9. **N. Y. 504, 3 My**
- 3490** State purchasing agent for eleemosynary institutions created; term two years; salary \$2000; appointed by governor; store-keepers created for each institution, salary \$900; office of steward or quartermaster abolished. **Tex. 86, 19 Ap**

### Poor relief

(See also Vagrancy, 2594)

- 3491 General.** General law regulating poor relief. **Ind. 90, 24 F**
- 3492** Cities of 2000 to 15,000, may appropriate money to associated charity organizations; restriction. **Col. 147, 10 Ap**
- 3493** Temporary relief for nonresident poor not to exceed \$20 and transportation to county of residence. Amending C.L. §4556-58. **Mich. 213, 1 Je**
- 3494** Counties changing to town system of caring for poor may reimburse towns which spend over \$300 yearly. **Minn. 285, 19 Ap**
- 3495** Overseer of poor in townships in counties of 150,000 [formerly 50,000] or less may grant temporary relief. Amending '90 ch.178 §1. **N. J. 106, 23 Mr**
- 3496** In counties maintaining both poorhouse and county asylum for chronic insane, trustees of latter shall be ex officio superintendents of poor unless county boards appoint others; superintendents of outdoor relief may be appointed. Amending R.S.'98 §604a. **Wis. 73, 30 Mr**
- 3497** In counties of 150,000 trustees of county asylums may prosecute collections, recover damages for injuries to property; employ counsel. **Wis. 245, 26 Ap**
- 3498 Poorhouses.** Revision of law governing county asylums for the poor. **Ind. 76, 23 F**
- 3499** Superintendent of county poor asylum, bond \$500 to \$5000 with freehold security. Amending R.S.'94 §8171. **Ind. 87, 24 F**
- 3500** Supervisors may contract with other counties for care of poor. **Ari. 42, 14 Mr**
- 3501** In counties having no poorhouses, court may let out paupers to lowest bidder, who shall give bond to house, clothe, feed and furnish medical attendance. Amending Digest '94 §859. **Ark. 95, 5 Ap**

- 3502 District poorhouses may be established in two or more counties of 25,000 joint population. **Minn. 256, 18 Ap**
- 3503 On recommendation of state board of charities the board of supervisors may move almshouse without petition or vote of county. Amending '92, ch.686 §31. **N. Y. 133, 24 Mr**
- 3504 Purchase of asylum for poor may be submitted at any special, county or general election. Amending R.C.'95 §1495. **N. D. 6, 2 Mr**
- 3505 Home for aged. Director of home for aged to file *affidavit that he owns \$2000* [formerly \$1000 bond]; other officers to give bond in amount fixed by directors [formerly \$5000]; board may require additional security or declare office vacant. Amending '97, 52. **Mich. 194, 10 My**

### Children. Orphans

(See also Family, 1; Guardians, 1845)

- 3506 Dependent and neglected children. Providing for disposition of dependent, neglected and delinquent children; juvenile courts, probation officers, guardianship; supervision of associations receiving children by state commissioners of public charities; county boards of visitors. **Ill. p.131, 21 Ap**
- 3507 State board of four members known as West Virginia humane society created to protect children, the aged and animals; appointed by governor; power to receive children under 16 surrendered or under 14 abandoned or mistreated by parents; procedure. **W. Va. 9, 21 F**
- 3508 Charitable societies may receive children under 14 on voluntary surrender by parent, or in case of homeless orphan, by county commissioners; or by superior judge when parents are criminal, habitual drunkards, cruel, neglectful or of evil character. **Wash. 10, 14 F**
- 3509 District court or court commissioner, on petition of 10 heads of families, may appoint guardian for orphan or child of indigent, immoral, incompetent or convict parent or having no fit home; notice; county attorney to prosecute for petitioners. **Wy. 25, 16 F**
- 3510 State board. Creating state board of children's guardians to consist of seven persons, two of whom must be women; appointed by governor; regulations; powers; duties. **N. J. 165, 24 Mr**
- 3511 Children's homes. Homes for dependent and neglected children to receive children between the ages of 4 [formerly 2] and 18. Amending G.L.'88 §3655; '97, 210. **Ct. 69, 20 Ap**

- 3512 Children demented or idiotic or having contagious diseases not to be committed to home for dependent and neglected children.  
Ct. 76, 27 Ap
- 3513 Costs of committing boys to state school for boys or to home for dependent children, to be paid as in criminal cases.  
Ct. 190, 15 Je
- 3514 Minor amendment to G.L.'88 §3654; '97, 210 relating to commitment of children to home for dependent and neglected children.  
Ct. 200, 15 Je
- 3515 Act ('94 p.80) regulating benevolent institutions for the custody of children applies to all such institutions incorporated before said act.  
Ga. p.104, 16 D '98
- 3516 Illegitimate children under 3 [formerly 1] received for board to be reported to state board of charity. Amending '89, 309.  
Mass. 276, 15 Ap
- 3517 Nonincorporated societies forbidden to receive minor children.  
Mich. 42, 18 Ap
- 3518 Private orphan asylums may receive county orphans when state board of corrections and charities certifies to fitness.  
Minn. 329, 20 Ap
- 3519 Membership corporations for prevention of cruelty to children shall be subject to visitation of supreme court. Amending '95 ch.559 §16.  
N. Y. 360, 18 Ap
- 3520 Industrial manager for state orphans' home; salary not over \$1500. Amending R.S.'95 art.166, 170.  
Tex. 166, 5 Je
- 3521 County boards may appoint trustees to manage homes for dependent children.  
Wis. 34, 23 Mr
- 3522 Adoption. Children under 7 who are in an incorporated institution and abandoned by their parents may be adopted by proper person. Amending R.S.'89 §971.  
Mo. p.50, 6 My
- 3523 Amending '96 ch.272 §62 relating to adoption, as to written consent of parent or guardian residing in another country.  
N. Y. 498, 2 My
- 3524 Placing out. Unlawful to import dependent children without consent of state board of charities; \$10,000 bond not to import incorrigible or unsound in mind or body, to remove such as become public charges or criminals, to secure proper homes and visit annually.  
Ind. 29, 13 F
- 3525 State board of corrections and charities to inspect institutions receiving and finding homes for minor children; full records of each child to be kept at institution; reports to state board.  
Mich. 41, 18 Ap

- 3526** Societies for securing homes may receive child under 10 [formerly 2] years old; parent to have *five* [formerly two] days notice of hearing on petition. Amending G.S. §2933, 2937-38.  
**Minn.** 64, 18 Mr
- 3527** Unlawful to import dependent children without consent of board of correction and charities; \$1000 bond required.  
**Minn.** 138, 7 Ap
- 3528** Poorhouse authorities may bind out children; *or find homes for them*. Amending '92, 230. **N. J.** 141, 24 Mr
- 3529** Certain benevolent and charitable associations, having a home for widows, orphans and aged members, may become guardians of children committed to their care; may bind out children. Amending '53, 134. **N. J.** 204, 24 Mr
- 3530** Societies for securing homes for orphans empowered to receive child under 14 [formerly 10] without his consent and *over 14 and under 18* [formerly over 10 and under 14] with his consent; to contract for proper homes till girl is 18 [formerly 16] or boy is 21 [formerly 18]; court may deliver to society child under 14 [formerly 2] without proper home. Amending '97, 87. **N. D.** 98, 9 Mr
- 3531** Officers of benevolent and charitable institutions may be empowered by court to bind out minor children; notice.  
**Pa.** 46, 13 Ap
- 3532** County court may allow organizations to take orphans with their consent from almshouse; agent must give proof of intent to furnish home.  
**W. Va.** 50, 24 F

### Deaf and dumb. Blind

- 3533** **General.** Governor may extend *five* [formerly three] years the term of pupil in institution for blind, deaf or dumb. Amending '75, 58. **Del.** 245, 26 Ja
- 3534** State board of education to contract with some adjacent state or territory for education of deaf, dumb and blind. '90-91 p.226 *reenacted to correct illegality in passage.* **Id.** p.162, 7 F
- 3535** Census of deaf and blind children of school age to be taken. **Id.** p.462, 13 Mr
- 3536** Woman physician to be employed at schools for deaf and blind, when necessary. **Mich.** 185, 2 My
- 3537** Assistance to be furnished indigent deaf and dumb and blind children *on recommendation of state board of charities*. Amending P.S.'91 ch.86 §2. **N. H.** 99, 11 Mr
- 3538** Amending annual appropriation for deaf, dumb and blind children (Vt.S. §856). **Vt.** 30, 1 N '98

- 3539 Trustees of state school for defective youth to elect one of the board secretary to prepare annual report; salary \$25. Amending G.S.'91 §993. Wash. 81, 13 Mr
- 3540 Deaf and dumb. Repealing provision for educating deaf mutes outside state ('93, 203). Me. 2, 30 Ja
- 3541 Superintendent of public instruction may permit districts and cities to maintain schools for deaf; at least three pupils in each; state aid \$150 for each pupil; qualifications of teachers "oral" system of instruction. Mich. 176, 23 Je
- 3542 Amending '97, 31 for establishment and regulation of state asylum for deaf and dumb. N. M. 42, 15 Mr
- 3543 May be supported by state in Mystic oral school of Mystic, Ct. Amending Vt.S. §857. Vt. 29, 1 N '98
- 3544 Blind. Blind persons beneficiaries of the state to receive instruction for not to exceed three years in some useful occupation; tools may be given to establish any such blind person in such occupation. Ct. 218, 20 Je
- 3545 Governor authorized to contract with South Dakota or Minnesota for instruction of blind children. N. D. 86, 7 Mr

### Sick and wounded

(See also Contagious diseases, 4110)

- 3546 Hospitals. Streets not to be opened through hospital grounds under 10 acres without consent of managing board of corporations. Amending G.S. §2922. Minn. 294, 19 Ap
- 3547 City or town may contract for free hospital bed. N. H. 13, 28 F
- 3548 From proceeds of bonds for enlargement and repair of city hospitals, \$25,000 may be appropriated for furnishing and equipping. Amending '94, 275. N. J. 69, 21 Mr
- 3549 Big Horn hot springs to be controlled by state board of charities and reform; public bath-houses may be constructed. Wy. 39, 17 F
- 3550 Dispensaries. Dispensaries to be licensed by state board of charities; regulations. Amending '96 ch.546 art. 1. N. Y. 368, 18 Ap
- 3551 Ambulances. Ambulances to have right of way on roads. R. I. 607, 21 F
- 3552 Temporary relief. Any physician treating poor in emergency case to be paid by county; regular county physician to be notified and take charge. Amending G.S. §1960. Minn. 172, 11 Ap
- 3553 Minor amendment to Vt.S. §3174, 3176 relative to support of transient sick or disabled paupers. Vt. 62, 22 N '98

**Insane. Feeble-minded***(See also Guardianship, 1845; Insane convicts, 3635)*

- 3554 **General.** Revising insanity laws. N. C. 1, 17 F  
 3555 Generally amending '97, 227 regarding state lunacy commission. Cal. 128, 21 Mr  
 3556 Generally amending C.L. §1915, 1922 as to commitment and maintenance of insane. Mich. 173, 23 Je  
 3557 State tax for care of insane 1-2 [formerly  $\frac{1}{2}$ ] mill. Amending '95 ch.116. Wy. 78, 21 F

**Asylums. Government**

- 3558 **State asylums.** Asylum for indigent lunatics to be called hospital for insane. Fla. 140, 27 My  
 3559 Establishing Indiana hospital for the criminal insane. Ind. 221, 6 Mr  
 3560 Establishing insane asylum and fixing manner of choosing site. Kan. 13, 3 Mr  
 3561 *Seven* [formerly six] trustees of insane hospital; to control Eastern hospital also. Amending R.S. ch.143. Me. 75, 15 Mr  
 3562 Name of asylum for dangerous and criminal insane changed to State asylum. Mich. 17, 15 Mr  
 3563 Establishing asylum for insane in southeastern part of state. Mo. p.236, 4 Ap  
 3564 Locating first insane asylum at Anoka; second at Hastings; to consist of cottages not over two stories; \$15,000 for land, \$125,000 for buildings. Minn. 230, 15 Ap  
 3565 **County.** Counties of 100,000 may build and maintain insane asylums; election; bonds. Mo. p.136, 18 My  
 3566 To heat or enlarge county lunatic asylums, bonds not exceeding \$60,000 may be issued by county. Amending '90, 250. N. J. 12, 8 Mr; 61, 21 Mr  
 3567 In counties of 150,000 trustees of county asylums may prosecute collections, recover damages for injuries to property and employ counsel. Wis. 245, 26 Ap  
 3568 **Miscellaneous regulations.** Amending delivery of insane persons by sheriff to agent of insane asylum (R.S.'87 §777, 780). '95 p.17 reenacted to correct illegality in passage. Id. p.114, 6 F  
 3569 Resident woman physician to be employed at insane asylums. Mich. 185, 2 My  
 3570 Trustee of insane asylum not to furnish supplies; treasurers abolished, superintendents to act as such and give \$10,000 additional bond. Amending '87, 146. Tenn. 290, 20 Ap

**Support. Right of admission.**

- 3571 Real and personal property of indigent insane persons to be reported at time of commitment. **Ct. 150, 1 Je**
- 3572 Amending R.S.'94 §3223 regulating clothing to be sent with patients admitted to Indiana hospital for insane. **Ind. 191, 4 Mr**
- 3573 Estate of insane person without family or dependents may be used for support in asylum; county clerk to report estate to asylum superintendent. **Tenn. 428, 24 Ap**
- 3574 Hospitals for insane may receive voluntary patients without physician's certificate of insanity. **Vt. 64, 26 N '98**
- 3575 State support. State to pay counties \$2.75 a week for each acute and \$1.50 for each chronic insane person in county hospitals. **Wis. 271, 26 Ap**
- 3576 Insane of unknown residence may be committed to asylum at state expense. Amending C.L. §4550-58. **Mich. 213, 1 Je**

**Examination. Commitment. Discharge**

- 3577 Insane to be examined by *two* [formerly one or more regular] *reputable, competent, disinterested physicians separately*. Amending Digest '94 §3992. **Ark. 74, 22 Mr**
- 3578 Committing magistrate to designate woman attendant to accompany insane woman to asylum unless father, husband, brother or son with her. **Mass. 198, 28 Mr**
- 3579 Cost of examination and commitment of insane person from another county to be repaid by county of residence; state board of corrections and charities to decide disputes as to residence. **Minn. 16, 17 F**
- 3580 *On complaint, justice of peace may issue warrant for arrest of lunatic, returning complaint and warrant to county judge, who shall set hearing and determine*. Amending R.S.'95 art.128. **Tex. 100, 9 My**
- 3581 Physician's certificate for entrance to asylum not to be granted by member of board of supervisors of the insane. Amending Vt.S. §3239. **Vt. 63, 30 N '98**
- 3582 Amending law to prevent idiots and demented persons not dangerous from being confined in asylums for the insane (Vt.S. §3245). **Vt. 63, 30 N '98**
- 3583 Police justice or judge has same powers as county judge in respect to commitment of insane; same procedure. **Wis. 21, 17 Mr**
- 3584 Insane to be conducted to asylum by *superintendent* [formerly sheriff]; sheriff to conduct to nearest railway station if deemed advisable by state board of charities. Repealing '97, 10. **Wy. 55, 18 F**



- 3585 Parole. Recovery. Discharge.** Order discharging patient from insane asylum becomes operative when signed by *secretary of board and superintendent* [formerly three trustees]. Amending '97 ch.212 §3. **Minn. 25, 25 F**
- 3586** Fund for relief of indigent patients discharged from insane asylum. **Nev. 102, 16 Mr**
- 3587** Superintendents of Vermont state hospital and Brattleboro retreat may grant 60 days furlough to patients supported by state. **Vt. 63, 30 N '98**
- 3588** Provisions as to paroled and absent inmates of insane hospitals applicable to paroles granted prior and subsequent to act and to county asylums; criminal insane not to be paroled till legally determined cured. Amending R.S.'98 §587c. **Wis. 327, 6 My**

**Epileptics. Idiots**

- 3589 Colonies.** Establishment of state colony for treatment of epileptics. **Ill. p.8, 19 Ap**
- 3590** Establishing colony for feeble-minded and epileptics. **Mo. p.232, 24 My**
- 3591** General rules for government and management of state village for epileptics. **N. J. 152, 24 Mr**
- 3592 Asylums. 14** [formerly two] imbecile children of the state may be sent to institutions outside state. Amending '61, 53. **Del. 244, 23 F**
- 3593** Persons *over 14* [formerly adult] may be received at hospital for epileptics; *same fees as in commitment of insane.* Amending '98, 213. **Mass. 211, 30 Mr**
- 3594** Referring to next legislature amendment to constitution establishing institution for feeble-minded at Grafton. **N. D. p.260**
- 3595** Establishing asylum for epileptics, near Abilene; cost \$100,000. **Tex. 5, 9 F**
- 3596** Trustees of state school for defective youth to elect one of the board secretary to prepare annual report; salary \$25. Amending G.S.'91 §993. **Wash. 81, 13 Mr**
- 3597** Support. Towns whose assessed valuation is under \$500,000 may be reimbursed for expenses of inmate of school for feeble-minded or hospital cottages for children. Amending '95, 375. **Mass. 156, 16 Mr**
- 3598** Assistance to be furnished feeble-minded children *on recommendation of state board of charities.* Amending P.S.'91 ch.86 §2. **N. H. 99, 11 Mr**
- 3599** Making appropriation for building for treatment and education of imbeciles or feeble-minded persons. **S. D. 117, 3 Mr**
- 3600** Amending annual appropriation for feeble-minded children (Vt.S. §856). **Vt. 30, 1 N '98**

## Penal institutions

(See also Charities and corrections, 3480; State institutions, 2717; Criminal procedure—  
apprehension, transportation, sentence and execution, etc.)

### State boards

- 3601** Governor, secretary of state and attorney general to constitute board of state prison commissioners; may give employment to convicts; to appoint warden; rules of penitentiary; commutation of sentence for good behavior. '90-91 p.21; '93 p.155 *reenacted to correct illegality in passage.* Id. p.13, 2 F  
Amended. Id. p.433, 9 Mr
- 3602** Chief justice of supreme court, lieutenant-governor and directors of state prison and house of correction constituted a board of prison commissioners; to consider applications for pardon and make recommendations to governor; power to grant and regulate paroles transferred from governor to board. Vt. 126, 16 N '98
- 3603** Amending composition and term of office of board of penitentiary commissioners (C.L.'97 §3491); superintendent of penitentiary to be a state *officer* [formerly employee]. N. M. 10, 13 F

### Prisons

- 3604** State prisons. Joint committee to be appointed to investigate state penitentiary; report to next legislature. N. C. 5, 18 Ja; 669, 8 Mr
- 3605** State prison of North Carolina a corporation; directors appointed by the general assembly. N. C. 24, 26 Ja
- 3606** Bonds to be issued to buy certain penitentiary farms heretofore leased by state; regulations. N. C. 607, 7 Mr; 631, 8 Mr
- 3607** Creating ex officio board to dispose of unused prison property and to buy additional farm land. Tenn. 405, 22 Ap
- 3608** All convicts confined in the state to be removed to penitentiary at Rawlins before 1900. Wy. 12, 10 F
- 3609** State prison—officers. Compensation of warden and board of penitentiary commissioners amended (G.S.'83 §2550, 2561). Col. 120, 19 Ap
- 3610** Salary of officer of state prison guard \$600. Amending R.S. ch.115 §1. Me. 37, 3 Mr
- 3611** Warden may appoint five additional watchmen. Mass. 245, 10 Ap

- 3612 Salary of warden not over \$4000 [formerly \$3000]. Amending G.S. §7455. Minn. 228, 14 Ap
- 3613 Officers to include one, or in discretion of trustees and warden, two chaplains. Amending R.C.'95 §8531. N. D. 119, 21 F
- 3614 Board to fix warden's salary, not to exceed \$1800 [formerly \$2000]. Wash. 78, 13 Mr
- 3615 State house of correction. Compensation of chaplain. Vt. 124, 15 N '98
- 3616 Salary of superintendent not to exceed \$1200 [formerly \$1000]. Vt. 133, 22 N '98
- 3617 State reformatories. Reform school for girls and women's prison to be made two institutions known as industrial school for girls and women's prison. Ind. 19, 7 F
- 3618 Board of managers to consist of four members, *not more than two to be of same political party.* Amending '97 ch.53. Ind. 181, 4 Mr
- 3619 Female between age of 15 and 30 [formerly 12 and 25] may be committed to state reformatory or house of refuge for *three* [formerly five] years. Amending '96 ch.546 §146. N. Y. 632, 23 My
- 3620 House of correction and reformatory to be controlled by *board of penitentiary commissioners* [formerly board of control]. Amending R.S.'95 t.54. Tex. 114, 12 My
- 3621 Revision of law regarding state reformatory (R.S.'98 ch.205a). Wis. 28, 18 Mr
- 3622 Reform schools. Establishing a reformatory and industrial school for white children; officers; regulations. Ala. p.158, 23 F
- 3623 Each county to pay 50c a day for each girl sent to state industrial school for girls. Col. 141, 10 Ap
- 3624 Discharges of inmates by directors of state industrial school amended (G.L.'88 §3644). Ct. 138, 31 My
- 3625 Amending '93, 188 relating to support of girls committed to state industrial school. Ct. 142, 31 My
- 3626 Establishing state reform school at Mountain Home; trustees; regulations. '93 p.165 reenacted to correct illegality in passage. Id. p.226, 15 F
- 3627 Establishing industrial school for girls. Me. 127, 17 Mr
- 3628 Inmates of Lyman and industrial schools may be transferred to hospital cottages for children or to school for feeble-minded on physician's certificate. Mass. 158, 16 Mr
- 3629 Juvenile offenders in care of state board of charities or Lyman and industrial schools may be sent to state almshouse for hospital treatment. Mass. 193, 24 Mr

- 3630 Resident woman physician to be employed at industrial home for girls. Mich. 185, 2 My
- 3631 Infants from 8 to 17 [formerly 16] convicted of *any* crime [formerly murder excepted] *may* [formerly must] be sent to state training school; *act does not apply to municipal courts in counties over 10,000*. Amending '95, 153. Minn. 156, 11 Ap
- 3632 Amending C.S.'97 §4172 relating to appointment of officers of state industrial school for juvenile offenders. Neb. 55, 1 Ap
- 3633 Juvenile delinquents convicted in United States courts to be admitted into state reform institutions. Pa. 12, 22 Mr
- 3634 Convict under 18 may be sent to industrial schools till 21, in discretion of court. Amending R.S.'98 §4969. Wis. 351, 4 My
- 3635 Criminal insane. Repealing G.L.'88 §3385-87 relating to examination and commitment of insane prisoners by county commissioners; return to prison on recovery. Ct. 82, 27 Ap
- 3636 Establishing Indiana hospital for the criminal insane. Ind. 221, 6 Mr
- 3637 Name of asylum for dangerous and criminal insane changed to state asylum. Mich. 17, 15 Mr
- 3638 Persons escaping punishment for *murder, rape, arson or attempt at great bodily harm* [formerly any crime] on account of insanity, to be sent to asylum for dangerous insane; *all* insane patients previously convicted of *any* [formerly above-named] crimes *shall* [formerly may] be transferred; *patients to be employed if superintendent deems advisable*. Amending C.L. §1965, 1972-73, 1980. Mich. 81, 25 My
- 3639 County jails. Commissioners of prisons may remove sentenced prisoner from jail or house of correction to state farm; original sentence to be served. Mass. 263, 11 Ap
- 3640 Payment of board of prisoners by county courts amended ('91 p.116). Mo. p.157, 24 My
- 3641 County workhouses. County farm buildings and jails to be deemed county houses of correction; commitments may be to either. N. H. 7, 15 F
- 3642 Workhouse superintendent in counties over 55,000 [formerly and under 75,000] to be elected every four years. Amending '97, 104. Tenn. 35, 27 Mr
- 3643 Creating workhouse commission in counties establishing separate workhouse. Amending '91, 123. Tenn. 426, 22 Ap
- 3644 Municipal jails. State board of corrections may condemn village lockups unfit for use. Amending G.S. 264. Minn. 187, 13 Ap

**Convicts—commitment, management**

**Commitment. Discipline. Instruction**

- 3645** Felony to bring narcotics, intoxicants or weapons into state prison or grounds. **Cal. 4, 10 F**
- 3646** Board of control of state prison shall provide instruction for inmates. **Ind. 27, 10 F**
- 3647** *Photographs of criminals to be furnished to prisons in other states exchanging information; copies of measurements, etc. to be furnished cities of the state using Bertillion method.* Amending '90 ch.316 §4. **Mass. 203, 28 Mr**
- 3648** Governor may appoint agents of commissioners of prisons to be special police to transfer prisoners. **Mass. 243, 10 Ap**
- 3649** Repealing G.S. §7509 as to monthly notice to district judges of number of convicts in reformatory. **Minn. 118, 3 Ap**
- 3650** Repealing provision (G.S. §3596) for semiannual abstract of record of each prisoner in state reformatory. **Minn. 130, 4 Ap**
- 3651** Inmates of state industrial reformatory escaping while working outside the walls, to be subject to penalties provided for breach of prison. Amending '87 ch.30 §5. **Pa. 67, 28 Ap**

**Sentence. Parole. Pardon**

- 3652** Duties and powers of board of pardons; certain prisoners may be released on parole; governor may restore to citizenship. '90-91 p.17; '97 p.59 reenacted to correct illegality in passage. **Id. p.10, 2 F**
- 3653** Probation. Probation officer to be appointed in each county by county court; may recommend that persons convicted be released on probation; may expend money for temporary support and transportation; must report monthly to prison commission. **Vt. 128, 16 N '98**
- 3654** Indeterminate sentence. Good time. Providing indeterminate sentences to state penitentiary. **Col. 104, 3 My**
- 3655** Indeterminate sentence law ('97, 143) formerly applying to males over 30, extended to all state prisoners, whether imprisoned before or after passage of act, except for treason and murder in first or second degree; maximum not to exceed original sentence. **Ind. 113, 1 Mr**
- 3656** Provisions of indeterminate sentence and parole act ('97, 143) extended to all females over 15; women and girls to be sentenced to *women's prison* [formerly state prison]. **Ind. 223, 6 Mr**

- 3657 Time may, for good behavior, be deducted from sentence if governor issues pardon; governor not compelled to issue pardon. Amending C.L.'97 §3536, 3541. N. M. 1, 19 Ja
- 3658 For each month of good behavior convict shall be entitled to five days diminution of term. Amending Code §3445. N. C. 457, 6 Mr
- 3659 Amending R.S.'98 §2246-53 relating to reduction of sentence for good behavior, parole of prisoners and reimprisonment. U. 39, 9 Mr
- 3660 Maximum and minimum sentence to be prescribed; after expiration of minimum sentence prison commission may grant parole. Vt. 127, 16 N '98
- 3661 Attempt to escape or to assist other to escape forfeits good time allowance. Amending '93, 14. Wy. 48, 17 F
- 3662 Parole. Revision of law relating to system of parole for criminals. Repealing '91 p.55 §13; '95 p.158; '97 p.203. Ill. p.142, 21 Ap
- 3663 Minor amendments to '91 p.51 relating to parole system at state reformatory. Ill. p.333, 21 Ap
- 3664 On recommendation of warden, governor may parole convicts who have served one year, except life prisoners, murderers and those formerly imprisoned for felony. Wash. 26, 3 Mr
- 3665 Pardon. Submitting amendment to constitution establishing board of pardons to consist of governor, attorney general, chief justice of supreme court and two electors appointed by governor. Vote November 1900. N. D. p.258
- 3666 Governor may refer applications for pardon to penitentiary commissioners. Tenn. 10, 27 F
- 3667 Repealing '97, 36, 58 creating board of pardons. Wash. 25, 3 Mr
- 3668 Creating nonpartizan board of pardons of two persons, term four years. W. Va. 58, 25 F
- 3669 Discharge. Prisoner discharged from reformatory to be provided with suit of clothing, ticket and \$10; accompanied to station by officer, who shall deliver railroad ticket to conductor and formally release prisoner on train. Ind. 15, 7 F

Juvenile offenders

- 3670 Providing for disposition of dependent, neglected and delinquent children; juvenile courts, probation officers, guardianship. Ill. p.131, 21 Ap
- 3671 Probation officers to be appointed by state board of corrections and charities in counties of 50,000; to attend trials of juvenile delinquents; represent child and have oversight when sentence is suspended; reports. Minn. 154, 11 Ap

- 3672** Minors under 16 [formerly 13] unable to furnish bail to be committed to custody of state board of charities or of certain societies; may be provisionally placed under probation officer. Amending '98, 581. R. I. 664, 23 My
- 3673** Amending '96, 114 relative to trial of certain juveniles committed to Vermont industrial school. Vt. 125, 22 N '98

### Convict labor

- 3674** General. State account. Commission of six to be appointed by governor to inspect convict labor systems of other states; report to legislature in 1901. Ill. p.378, 11 Ap
- 3675** Board of control of state prison may contract for labor of 400 convicts and of 50% of excess above 800 convicts in prison; highest bidder; lease land and employ convicts to raise produce for prison; accounts. Ind. 27, 10 F
- 3676** Amending per cent of inmates of state prisons, etc. to be employed in certain manufactures ('97, 141). Pa. 100, 28 Ap
- 3677** Contract and lease system. Salaries of members and officers of board of inspectors of convicts amended (Code'96 §4457). Ala. p.56, 8 D '98
- 3678** Creating supervisor of convicts; salary \$25 a month; visit each camp every 60 days. Amending '95, 69. Fla. 97, 3 Je
- 3679** Special industries. Establishing twine plant at state penitentiary; "revolving fund" of \$150,000. Kan. 24, 21 F
- 3680** Establishing brick plant at state penitentiary; brick to be for state's use. Kan. 26, 7 Mr
- 3681** Coal mined at state penitentiary to be limited in amount to needs of state institutions. Repealing '97 ch.163. Kan. 171, 4 Mr
- 3682** Amending '91, 164 authorizing use of convict labor to repair and macadamize certain roads. Kan. 174, 1 Mr
- 3683** Convicts whose sentence is less than five [formerly three] years may be sentenced to work in chain gang. S. C. 10, 2 Ja
- 3684** Convict labor to be used on certain roads. Or. p.84, 17 F
- 3685** Use of convict labor by state in carrying on farming or manufacture of brick, *twine or cordage*, allowed. Amending '95, 108. N. D. 103, 8 Mr
- 3686** Trustees of penitentiary may establish twine and cordage plant. N. D. 163, 21 F
- 3687** Sale of goods. Regulating sale of twine made at state prison. Minn. 183, 13 Ap
- 3688** County convicts. Prisoners may be sentenced to hard labor in county jails; work may be in jail or outside; road overseer may work prisoners on highways. Ari. 34, 14 Mr

- 3689 County levying court may buy or rent 640 acres on which to work county prisoners; in case contract for prison labor is not made by second Monday in January, county judge to order work on roads, designating districts; convict to receive 75c a day, Sundays included, from contractor. Amending Digest '94 §931-32. Ark. 111, 12 Ap
- 3690 County contractor not to permit prisoners to go at large or control their own labor. Amending Digest '94 §919. Ark. 152, 8 My
- 3691 Municipal convicts working on public work not to be confined with ball and chain unless after escaping. Fla. 112, 22 My
- 3692 Male prisoners in county jails to perform manual labor in and about jail or courthouse. '95 p.100 reenacted to correct illegality in passage. Id. p.253, 14 F
- 3693 Convicts in county jails may be compelled to work on public highways. Or. p.249, 24 F
- 3694 Male prisoners in jails and workhouses may be employed eight hours a day; prison board established to control the work; highways may be worked. Pa. 75, 28 Ap
- 3695 Supervisors may hire and exchange convict labor. S. C. 7, 15 F
- 3696 County commissioners may use chain gang in work for public health. S. C. 9, 2 Mr
- 3697 Judge and clerk of county court and sheriff a board to contract for work on roads of prisoners in jail for nonpayment of fines; 75c a day. Tenn. 358, 21 Ap

## Insurance

(See also Taxation of insurance companies, 1384)

### General—all classes

- 3698 General laws. General law for incorporation and government of accident and other casualty insurance companies. Ill. p.237, 21 Ap
- 3699 General insurance act; department of insurance created; license; 2% tax on gross receipts; statements; forms. N. C. 54, 6 Mr; 590, 7 Mr
- 3700 Generally amending insurance laws; state insurance bureau created; governor made insurance commissioner and may appoint deputy; powers; incorporation and regulation of companies. Neb. 47, 31 Mr
- 3701 State department. Mutual insurance companies' bond to be approved and filed by auditor [formerly secretary] of state. Amending Digest '94 §4133. Ark. 48, 9 Mr



- 3702 Superintendent to turn over to state treasurer monthly all surplus moneys collected in his department. Col. 143, 6 Ap
- 3703 Minor amendment to '95 ch.255 §13; '97, 113 relating to fees collected from fraternal societies by insurance commissioner. Ct. 118, 17 My
- 3704 Law concerning appointment, term of office, etc. of insurance commissioner amended (G.L.'88 §2814-18). Ct. 159, 9 Je
- 3705 Duties of auditor of public accounts and attorney general relative to insurance transferred to insurance superintendent. Amending '93 p.107. Ill. p.256, 24 Ap
- 3706 State superintendent to be *elected for two years* [formerly appointed by governor for four years]. Kan. 18, 7 Ja
- 3707 Revising '97 ch.74 §27 fixing fees to be paid by insurance companies to superintendent. Kan. 146, 4 Mr
- 3708 Insurance commissioners to receive 40% [formerly 60%] of fees collected. Amending Vt.S. §4172. Vt. 75, 22 N '98
- 3709 Officers. Stock. Property. Fire, marine and other insurance companies, after investing \$100,000 [formerly \$200,000] in United States, state and local government bonds, real estate, merchandise or cereals, may invest in first mortgage bonds of any corporations. Amending C.C. §427. Cal. 57, 6 Mr
- 3710 State treasurer to deliver securities of insurance companies to receiver on order of court. Ct. 151, 1 Je
- 3711 Unlawful for insurance company to loan funds to its officers. Ind. 107, 27 F
- 3712 Insurance companies may reduce capital to \$100,000 on approval of commissioner. Amending '95 ch.175 §34. Minn. 334, 20 Ap
- 3713 License. Examination. Report. Amending annual statement required to be filed with auditor by directors of insurance companies (R.S.'94 §4864). Ind. 217, 6 Mr
- 3714 Companies created by special act must report annually to state auditor; publication in three papers; examinations of business by auditor. Ind. 134, 2 Mr
- 3715 Annual statements of companies to be sworn to by president and secretary; \$500 to \$5000 fine for false statement; perjury. Amending '90 ch.421 §22. Mass. 472, 3 Je
- 3716 Unlawful for company to make false statements in circulars, advertisements or reports; directors and officers liable to fine and imprisonment; forfeiture of charter. Mich. 256, 23 Je
- 3717 Amending '88, 277 relating to extension of charter of joint-stock companies. N. J. 7, 6 Mr
- 3718 Statements of companies to be published at *authorized* [formerly half] rate for publishing legal notices. Amending R.C.'95 §3119. N. D. 102, 24 F

- 3719 Commissioner of insurance to publish condensed statements of companies except those of town, *local mutual hail, wind, cyclone, church and retail lumber dealers' associations*. Amending R.S. '98 §1971. Wis. 192, 18 Ap
- 3720 Foreign companies. Amending regulations concerning the issuing of certificates authorizing companies to do business in state (R.S.'87 §257-62). Art. 39, 14 Mr
- 3721 Foreign companies must have \$200,000 capital or \$2,000,000 of assets with \$450,000 surplus above liabilities. Amending Ann.S.'97 §3765. Ind. 245, 6 Mr
- 3722 Foreign companies must deposit as large an amount as the laws of their states require of foreign corporations. Mich. 79, 17 My
- 3723 Amending '87, 119 as to statement to be filed by foreign companies transacting business in the state. N. J. 15, 8 Mr
- 3724 Foreign companies to be licensed on depositing with *insurance commissioner* [formerly state treasurer] \$200,000 in bonds of United States, *any state* [formerly Washington, New York, Massachusetts] or of *any city of 100,000 outside state or any Washington county, city or school district*; salary of deputy commissioner \$1500; fee for agent's license \$5 [formerly \$2]. Amending '97, 82. Wash. 143, 15 Mr
- 3725 No policy to be written unless countersigned by commissioned and licensed local agent; reinsurance in unauthorized company forbidden. Wis. 190, 15 Ap; 344, 3 My
- 3726 Foreign companies to forfeit \$500 for every violation of statutes. Wy. 80, 21 F
- 3727 Rates. Insurance commissioner may, on petition, *fix* [formerly recommend] reasonable rates for insurance. Amending P.S.'91 ch.167 §11. N. H. 85, 11 Mr
- 3728 Miscellaneous regulations. Companies refusing to pay policies may be compelled to pay plaintiff's attorney fee. Amending Amending R.S.'89 §5927. Mo. p.254, 24 My
- 3729 Insurance companies to pay for revenue stamps on certificates of authority. Tenn. 9, 2 Mr
- 3730 Fire, *life or accident* insurance policies not to limit time of action on policy to less than one year or make an award by appraisers a condition precedent to bringing action. Amending Vt.S. §4214. Vt. 80, 29 N '98
- 3731 Insurance agents. Definition of insurance broker amended (G.L.'88 §2935). Ct. 116, 17 My
- 3732 Agent's certificate revocable for misrepresentation. Tenn. 25, 24 Mr

**3733** Agent who embezzles or withholds money received for company is guilty of larceny. Amending R.S.'89 §5915.

Mo. p.252, 24 My

**3734** Person who acts as insurance broker without obtaining certificate of authority guilty of misdemeanor. Amending '97 p.125.

Mo. p.252, 2 Je

### Life and accident insurance

#### Regulations. Policies

**3735** Providing for incorporation of stock or mutual life companies by citizens of state. Ind. 28, 10 F

**3736** Regulating the organization and management of life companies transacting business on stipulated premium plan.

Mo. p.260, 27 Mr

**3737** General act authorizing incorporation of life companies on stipulated premium plan. Wis. 270, 26 Ap

**3738** Various amendments to life and accident insurance law (R.S.'89 ch.89 art.2; '95 p.196). Mo. p. 243, 15 Ap

**3739** Regulating the reinsuring of risks. Amending G.L.'88 §2880.

Ct. 49, 11 Ap

**3740** Regulations concerning loans by companies amended (G.L.'88 §2887; '89, 108). Ct. 110, 11 My

**3741** Life and accident companies to attach to policies on request of insured or furnish him or beneficiaries at any time copies of application, including medical examination and all representations; on failure to comply, license shall be suspended three to 12 months. Mich. 87, 26 My

**3742** Repealing '97, 42 relating to nonforfeiture of industrial life insurance policies and their surrender value. N. H. 96, 11 Mr

**3743** Corporations on stipulated premium plan may make deposit with superintendent of insurance and register policies. Amending '98 ch.85. N. Y. 143, 27 Mr

**3744** Life companies can not contest claims after a certain time.

S. D. 98, 24 F

**3745** Annuities. Endowments. Corporations paying annuities subject to life insurance laws. Me. 55, 10 Mr

**3746** Foreign annuity insurance companies to do business in state must have \$100,000 unimpaired capital exclusive of stockholders obligations. Vt. 76, 30 N '98

**3747** Reserve. Amending regulations concerning reinsurance reserve to be held by life companies (G.L.'88 §2854). Ct. 39, 5 Ap

**3748** Life companies may deposit \$10,000 or more with insurance superintendent as security for endowments and annuities which are to be registered in his office. Ill. p.257, 18 Ap

- 3749** Calculation of reserve fund of corporations on stipulated premium plan amended; such companies may contract to pay fixed cash values or annuities. '98 ch.85 §305, 306.

N. Y. 166, 30 Mr

### Mutual insurance

- 3750** Regulating the incorporation and management of mutual, co-operative or assessment life companies; does not apply to fraternal organizations. Ala. p.100, 20 F
- 3751** Votes of policy holders at elections of mutual life companies may be cast by proxy. Kan. 150, 4 Mr
- 3752** Amending C.S.'97 §3474, 3489, 3491 relating to mutual benefit life associations; permitting extended and paid up insurance and cash surrender values; restrictions; fees from companies. Neb. 45, 1 Ap
- 3753** Assessment companies. Requiring policies on assessment plan to contain words "issued upon the assessment plan"; applies only to post mortem assessment. Amending '97 p.67. Ga. p.97, 20 D '98
- 3754** Corporations for life and casualty insurance on assessment plan not to issue endowment, limited payment life, instalment or annuity policy or contract for extended insurance, paid up or cash surrender value or any payment to policy holder unless contract or determinate reserve is carried on books as a liability; assessment policies, circulars and applications to be plainly printed as such. Amending '89, 237. Me. 106, 17 Mr
- 3755** Assessment corporations may change names with consent of commissioner of insurance, on application to commissioner of corporations; conditions. Mass. 164, 18 Mr
- 3756** All future policies of assessment companies and such previously issued as provide for payments other than stipulated premiums shall be valued and reserve maintained thereon. Repealing parts of '90, 421 and all of '96, 515. Mass. 229, 1 Ap
- 3757** Fraternal beneficiary societies. General law regulating fraternal beneficiary societies. Ind. 117, 1 Mr; Kan. 23, 6 Ja; 147, 4 Mr; 148, 4 Mr Mass. 442, 29 My; Tex. 115, 12 My
- 3758** Fraternal life association not to have more than 5000 [formerly 1000] members. Amending R.S.'87 §341. Ari. 62, 16 Mr
- 3759** Fraternal orders defined; may maintain reserve or emergency fund derived from assessments; annual report to auditor. Ark. 186, 8 My
- 3760** Societies may maintain reserve fund for payment of death and disability claims; other amendments to '95 p.178.

Ill. p.255, 24 Ap

- 3761** Suits for benefits against orders shall be brought in county containing principal office or local lodge to which member belonged; service on local presiding officer. Amending R.S.'94 §5049.  
Ind. 85, 24 F
- 3762** Subordinate lodges may own and control such real estate as may be necessary to provide accommodations for meetings.  
Kan. 164, 4 Mr
- 3763** Exempting labor unions from laws regulating fraternal beneficiary organizations.  
Mass. 468, 1 Je
- 3764** Sons of Hermann and Modern woodmen of America exempt from laws regulating cooperative and general life insurance companies. Amending G.S. §3314, 3294.  
Minn. 113, 3 Ap; 120, 3 Ap; 344, 20 Ap
- 3765** Grand lodge of Ancient order of united workmen and state camp of Modern woodmen may be incorporated; certificates of lodges in villages or cities lying in two counties to be recorded in both; certificates of grand lodges to be filed with secretary of state. Amending G.S. §2990-91.  
Minn. 180, 14 Ap
- 3766** Fraternal and industrial societies paying only sick benefit not over \$250 or relief benefit not over \$350 to maintain reserve fund of \$5000; not to transfer risks except on approval of two thirds of policy holders; does not apply to societies with ritual. Amending '88, 184.  
Minn. 344, 20 Ap
- 3767** Associations may deposit securities with commissioner of banking and insurance.  
N. J. 48, 17 Mr
- 3768** Placing fraternal orders and associations under control of insurance commissioners.  
Vt. 78, 30 N '98
- 3769** Member of society may name as his beneficiary any person designated by laws of the society [formerly having insurable interest] or if laws permit, insurance may be made payable to his estate. Amending R.S.'98 §1955c.  
Wis. 101, 30 Mr

**Accident insurance**

- 3770** Life companies may insure against accident and disease. Amending G.L.'88 §2865.  
Ct. 32, 30 Mr
- 3771** Casualty or sick benefit company may include \$100 funeral benefit in policy. Amending '87, 187.  
Mich. 67, 10 My
- 3772** Companies to insure against accident or sickness may reorganize.  
Mich. 177, 23 Je

**Fire and other casualty insurance****Fire and marine companies**

- 3773** Transferring certain powers from attorney general and auditor of public accounts to insurance superintendent. Amending R.S.'97 ch.73 §10, 22-23.  
Ill. p.246, 24 Ap

- 3774 Joint-stock or mutual fire companies may extend their charters at any time within *six* [formerly two] years of termination. Amending R.S.'97 ch.73 §17. Ill. p.252, 24, Ap
- 3775 Limiting authority of fire companies to reinsure risks. Ill. p.253, 24 Ap
- 3776 Fire companies may invest in mortgages on buildings insured payable to mortgagee as mortgage interest may appear; also in state, county, municipal bonds of other states not repudiating in 10 years when total debt is not over 5% of assessed valuation; also in notes secured by national bank stock 25% above par. Amending C.L. §7231. Mich. 73, 10 My
- 3777 Amending C.S.'97 §3462 defining insurable property. Neb. 44, 27 Mr
- 3778 Fire or marine companies hereafter organized must have a paid in capital of at least \$200,000; exception. N. Y. 85, 15 Mr
- 3779 Merger or consolidation of fire corporations amended ('92 ch.690 §129). N. Y. 165, 30 Mr
- 3780 Combinations of fire companies to control rates prohibited; annual affidavits of officers; revocation of license. S. C. 39, 7 Mr
- 3781 Fire companies may declare 10% dividend annually when possessing fund equal to unearned premiums, in addition to 110% of capital, dividends and liabilities; no larger dividend till net surplus equals one half capital, and not less than \$100,000; when surplus equals capital and liabilities, stock may be increased. Wis. 166, 12 Ap
- 3782 Liability. Losses. Policy, in total loss by fire, a liquidated demand for full amount in policy or amount on which premium is charged. Amending Digest '94 §4140. Ark. 61, 18 Mr
- 3783 Substantial compliance with terms of policy entitles owner of personal property to recover against fire company. Ark. 85, 29 Mr
- 3784 Fire company to pay face of policy in case of total loss; full amount of partial loss not exceeding face of policy. Fla. 16, 31 My
- 3785 Contract of insurance is agreement to pay on destruction, injury, loss or damage. Amending '95, 160. Tenn. 31, 27 Mr
- 3786 Fire companies to make detailed reports of fire losses to insurance commissioners within 10 days of settlement of loss. Vt. 79, 28 N '98
- 3787 Insurer may rebuild on giving notice in 20 days, commencing work in 30 days thereafter and paying rent from loss to date of completion. Wash. 145, 15 Mr

- 3788** Fire insurance companies liable, in case of total loss, for whole amount stated in policy; in case of partial loss, basis of computation shall be amount named in policy; insured to have right to enforce claim in courts. W. Va. 33, 22 My
- 3789** Policy void if building becomes vacant and so remains for 10 days and *continuing till time of fire*. Amending R.S.'98 §1941 subdiv.46. Wis. 316, 2 My
- 3790** Foreign companies. **Reinsurance.** Regulating reinsurance by fire companies; foreign companies authorized to do business in the state not to insure except through resident agents; examination by superintendent of insurance. Col. 127, 10 Ap
- 3791** Foreign fire companies must transact business through resident local agents. Fla. 15, 3 Je
- 3792** Fire and marine companies not to reinsure in unlicensed companies; sworn statements of amounts and names of companies yearly. Mich. 240, 15 Je
- 3793** Fire companies not to insure property in the state except through resident agents; companies authorized to do business in state must not reinsure risks in unauthorized companies. Mon. p.118, 6 Mr
- 3794** Insurance commissioner may license brokers to act as agents of fire companies not authorized to do business in state; restrictions; broker's bond. Neb. 42, 4 Ap
- 3795** Policies on property in the state must be issued only by resident agents. Neb. 43, 24 Mr
- 3796** Foreign companies not to insure except through resident agents; exception; reinsurance in or for unauthorized companies forbidden; examination. N. H. 86, 11 Mr
- 3797** Policies to be written only by resident agents; other regulations. Amending Ann.L.'87 §3580-81. Or. p.185, 18- F
- 3798** Risks must be approved in writing by resident, licensed agent; exception; risks not to be reinsured in unauthorized companies; annual report of companies; foreign mutual fire companies may be licensed. Pa. 153, 8 My
- 3799** Foreign fire and marine companies must employ local agents. Tenn. 430, 24 Ap
- 3800** Fire companies must file written agreement to issue no policies except through resident licensed agents, citizens of state; misdemeanor for any other to write insurance; owner insuring with unauthorized company liable to state for 25% of premiums paid; unauthorized company's policies are valid. Wash. 144, 15 Mr

**Mutual companies**

- 3801 Organization of mutual casualty companies for insuring farm property; business limited to five contiguous counties.  
Ind. 235, 6 Mr
- 3802 Mutual companies may be organized by farmers for insuring grain, stock and farm buildings; regulations.  
Okl. 17 art.1, 27 F
- 3803 Mutual fire companies authorized; regulations.  
Or. p.78, 17 F
- 3804 Authorizing incorporation and prescribing regulations for mutual fire companies.  
Wash. 132, 14 Mr
- 3805 Amending power of mutual state fire and casualty companies as to granting of policies (Ann.S.'99 §4096).  
S. D. 96, 24 F
- 3806 County companies. County mutual fire companies may be organized; regulations. '90-91 p.167 reenacted to correct illegality in passage.  
Id. p.111, 6 F
- 3807 County mutual fire and casualty companies may insure only property specified. Amending Ann.S.'99 §4087.  
S. D. 97, 6 Mr
- 3808 Township and municipal companies. Regulating the incorporation and management of town mutual fire, lightning, windstorm, tornado or cyclone insurance companies. Amending '95 p.200.  
Mo. p.254, 6 My
- 3809 City and village mutual fire companies may require *premiums and fees* [formerly initiation fees and dues]. Amending R.S.'98 §1941 subdiv.7.  
Wis. 25, 17 Mr
- 3810 Treasurer of town insurance company need *not* be a director; annual meeting may be changed to any town *in its corporate limits* [formerly any town in which it may do business]. Amending R.S.'98 §1929.  
Wis. 168, 12 Ap
- 3811 Member of town mutual insurance company may withdraw by *returning his policy with written request for cancellation*, or by written notice *properly witnessed*. Amending R.S.'98 §1937.  
Wis. 169, 12 Ap

**Miscellaneous casualty**

- 3812 Live stock. Authorizing the incorporation of mutual companies to insure against loss of hogs by disease. Neb. 46, 1 Ap
- 3813 Hail and cyclone. Mutual hail associations authorized.  
Kan. 24, 6 Ja; 149, 3 Mr
- 3814 Generally amending '85, 186 as to mutual hail and cyclone companies.  
Minn. 357, 21 Ap
- 3815 Repealing §1956-66 relating to hail companies. Wis. 105, 30 Mr



- 3816 Loss by mail or express.** Mutual companies may be incorporated to insure banks, loan companies and county treasurers against loss from theft or loss of currency or securities shipped by registered mail or express; foreign companies; regulations. Ill. p.235, 24 Ap
- 3817 Companies may be organized to insure against loss of money or property by burglary, robbery or in course of transportation by registered mail or express.** Amending R.S.'89 §5873, 5875, 5891. Mo. p.249, 14 Ap
- 3818 Permitting mutual companies to insure against loss by burglary, robbery or in registered mail; conditions.** Tex. 72, 17 Ap
- 3819 Authorizing insurance against burglary and robbery of mails; regulations.** Wis. 65, 27 Mr
- 3820 Bicycle.** Bicycle theft insurance companies to have \$25,000 capital; may do business when \$10,000 has been paid in; deposit \$10,000 with insurance commissioner. Amending '95, 175. Minn. 234, 17 Ap
- 3821 Authorizing mutual bicycle insurance companies.** Wis. 167, 12 Ap
- 3822 Plate glass.** Repealing provision permitting life insurance companies to insure plate glass. Mich. 177, 23 Je
- 3823 Miscellaneous.** Mutual creamery insurance companies may issue policies when not less than 25 [formerly 50] risks aggregating \$50,000 [formerly \$100,000] have been subscribed; *mutual retail hardware insurance companies may issue policies when \$500,000 on 250 risks subscribed.* Amending '97, 258. Minn. 198, 13 Ap
- 3824 Annual meeting of church insurance corporations to be held Wednesday after second [formerly Tuesday after first] Monday in January.** Amending R.S.'98 §1941 subdiv. 27. Wis. 27, 17 Mr
- 3825 Church insurance societies may amend articles of organization.** Wis. 118, 1 Ap

### Surety and guaranty companies

(See also Suretyship, 1711; Bonds of various public officers under specific heads)

- 3826 Incorporation. Regulation.** Surety companies to make annual report; agent's certificate; reserve fund; liability on behalf of one person limited. Ct. 55, 19 Ap
- 3827 Generally regulating surety companies; deposit of \$25,000 with secretary of state; on refusal to become surety for person they must on request furnish reasons in writing.** '95 p.86 reenacted to correct illegality in passage. Id. p.187, 9 F
- 3828 Organization and regulation of surety companies.** Ill. p.260, 17 Ap

- 3829 Incorporation of mutual bond companies to insure fidelity of members in offices of responsibility; obligations of members; assessments; reserve fund; annual report to state auditor.  
Neb. 18, 28 Mr
- 3830 Surety company's bond to be approved by *auditor* [formerly secretary] of state. Amending Digest '94 §4164.  
Ark. 46, 7 Mr
- 3831 Amending conditions under which surety companies may do business and execute bonds required by law (Ann.L.'87 §3279-84).  
Or. p.193, 20 F
- 3832 Auditor may waive deposit required of surety companies which file certificate of United States government that such company is accepted as official surety. Amending '93, 27.  
W. Va. 37, 24 F
- 3833 Acceptance on bonds. Payment of premium. Submitting constitutional amendment permitting surety companies to sign bonds of state, municipal and county officers. *Vote 1900.*  
Ark. j.r. 1, 8 My
- 3834 Bonds of surety companies to be accepted in civil actions.  
Ct. 132, 31 My
- 3835 Surety companies may be accepted on official bonds.  
Fla. 10, 1 Je
- 3836 Premiums on fiduciaries' bonds may be paid from trust funds.  
Fla. 55, 1 Je
- 3837 Bonds and sureties required by law may be executed by surety companies authorized to do business in state; companies to pay state license fee; premium for bond of state, district, county, city, village or school district treasurers to be paid by state, district, etc.; one half the premium for other officers to be paid by state, district, etc.  
Id. p.337, 23 F
- 3838 Surety companies may act on bonds *to state*. Amending '94 ch.522 §61.  
Mass. 364, 12 My
- 3839 Surety companies may be accepted on bond of any person or corporation, *or state, county or township officer*. Amending '87, 84.  
Nev. 84, 14 Mr
- 3840 Bonds required by law may be executed by surety companies; judge may allow fiduciaries amount paid for surety; in all actions party entitled to costs to be allowed amounts paid surety company.  
N. M. 41, 15 Mr
- 3841 Receivers and assignees and other fiduciaries required to give bonds may be allowed the sum paid surety company. Amending '97 art.2 ch.9.  
Okl. 10 art.1, 10 Mr
- 3842 Premium on *guardian's, administrator's or school officials'* bonds may be included as expenses. Amending '97 ch.104 §2.  
Wash. 42, 7 Mr

- 3843** Party recovering costs may include premium on bond not exceeding 2%. Amending R.S.'98 §1966 subdiv.36.  
Wis. 351, 4 My
- 3844** Premiums paid surety companies for signing bonds may be included in expenses of fiduciaries and public officers and be taxed as costs in actions.  
Wy. 9, 8 F
- 3845** Surety companies may be accepted on bonds of officers having custody of money; premiums paid from public funds.  
Wy. 94, 21 F
- 3846** Foreign companies. Permitting foreign surety companies to do business in state; restrictions; such companies may be accepted on bonds given for performance of any duty.  
Mon. p.82, 24 F
- 3847** Foreign stock surety companies to do business in state must have \$200,000 unimpaired capital, exclusive of stockholders' obligations; not to take any single risk larger than one tenth of net assets.  
Vt. 76, 30 N '98
- 3848** Foreign fidelity insurance companies to deposit \$100,000 in securities with insurance commissioners before being accepted on bonds by probate courts.  
Vt. 77, 30 N '98
- 3849** Credit insurance. Casualty insurance companies may indemnify merchants from loss by reason of giving credit to customers. Amending '92 ch.690 §70. N. Y. 693, 25 My

## Transportation. Communication

(See also Taxation, 1163; Corporations, 890; Liens, 1599)

### General

- 3850** Railroad commission consisting of three elected members created; road to post schedules in all stations; discrimination and pooling forbidden; express companies included in act.  
Ark. 53, 11 Mr; 119, 15 Ap
- 3851** State corporation commission created to have supervision over railroad, steamboat, canal, express, telegraph, telephone and sleeping car companies, building and loan associations and banks; to fix rates, prevent discrimination and collect license fees; rules; powers; to be a court of general jurisdiction.  
N. C. 164, 6 Mr; 642, 8 Mr; 688, 8 Mr
- 3852** Repealing '91, 320 establishing commission for supervision of railroad, steamboat, express and telegraph companies.  
N. C. 506, 6 Mr

- 3853** Amending the organization of board of internal improvements.  
(Code ch.38). **N. C. 68, 10 F**
- 3854** Foreign telegraph, telephone, express, insurance, steamboat and  
railroad corporations to become domestic before doing busi-  
ness in state; filing charter; fees; rights. **N. C. 62, 10 F**
- 3855** Regulating the incorporation and organization of railroad, steam-  
boat, street railroad and canal companies; fees; manner of in-  
crease of capital stock; charter perpetual unless expressly  
limited. **S. C. 41, 28 F**

### Railways. Common carriers

- 3856** State railways. Commission established to represent state, as  
owner of Western & Atlantic railroad, in erection of union pas-  
senger station in Atlanta. **Ga. p.77, 20 D '98**
- 3857** Suits may be brought against the state as owner of the North-  
eastern railroad in certain cases; service on station agent.  
**Ga. p.101, 22 D '98**

### Organization. Property. Powers

- 3858** Incorporation. Officers. Revision of Digest '94 §6148-50, 6176  
as to incorporation of railroads; creating state board to pass  
on applications for charters. **Ark. 203, 8 My**
- 3859** Petition for approval of railway company's articles of associa-  
tion to be filed with railroad commissioners; notice of hearing.  
Amending R.S. ch.51. **Me. 117, 17 Mr**
- 3860** Commission created to negotiate with all specially chartered  
railway companies for surrender of charters and reincorpora-  
tion under general laws. **Mich. 172, 23 Je**
- 3861** Roads organized under train railways act ('55, 148) major part  
of whose tracks are in city or village, exempt from provision  
allowing any person to use tracks on paying toll; such roads  
may unite with others, sell or lease franchises and acquire  
real estate. **Mich. 132, 16 Je**
- 3862** Railroad law amended as to election of officers and directors,  
place of meetings, power to construct branch lines and liability  
of persons holding stock as executor, trustee, etc.  
**N. M. 29, 9 Mr**
- 3863** Railroad corporations may purchase, lease or operate other rail-  
roads, or build connecting lines and branches. '90-91 p.124  
*reenacted to correct illegality in passage.* **Id. p.81, 2 F**
- 3864** Authorizing the building, lease and consolidation of railroads.  
**S. D. 124, 21 F**
- 3865** Stock. Bonds. Mortgages. Removing limitation on denomina-  
tions of railroad bonds [formerly not less than \$500]. Amend-  
ing C.C. §456. **Cal. 50, 4 Mr**

- 3866** Railroad companies in their annual report must state how much of their debt was occasioned by and how much capital stock was used for the purchase of steamboat lines. Amending G.L.'88 §3923. Ct. 31, 30 Mr
- 3867** Railroad mortgages, except purchase money mortgages, not to be issued without consent of railroad commissioners and holders of two thirds of stock. Amending '90 ch.565 §4. N.Y. 583, 12 My
- 3868** Amending '94 ch.346 §44 relating to increase or decrease of capital stock by domestic railway corporations. N. Y. 696, 25 My
- 3869** Provisions forbidding corporations to issue stock except for a consideration equal to par value *not applicable to railroad reorganization*. Amending R.S.'98 §1753. Wis. 193, 18 Ap
- 3870** Public aid. Levy and collection of tax to pay township bonds issued in aid of railroad prohibited; exceptions. S. C. 47, 6 Mr
- 3871** Consolidation. Sale. Lease. Foreign railroad corporations may buy, lease, etc. the property, franchise, etc. of a domestic railroad with which it is connected. Amending Code '96 §1169. Ala. p.28, 7 F
- 3872** Railroads may purchase or lease connecting lines. Col. 88, 1 Ap; 125, 18 Ap
- 3873** Venue of suit against railroad company for unlawful acquisition of competing line shall be in any county through which latter line runs. Amending Code '95 §2334. Ga. p.50, 21 D '98
- 3874** Railroads may guarantee bonds of other railroad companies. Supplementary to R.S.'87 pt 2 t.4 ch.2. '90-91 p.17 reenacted to correct illegality in passage. Id. p.10, 2 F
- 3875** Railroads may contract for running trains of one over road of another. Amending R.S. ch.55 §54. Me. 1, 27 Ja
- 3876** Foreign corporations leasing or purchasing railroads to be subject to tax laws; must comply with all laws governing foreign corporations; parallel lines not to consolidate. Amending G.S. §2714. Minn. 229, 15 Ap
- 3877** Railroad property and franchises may be transferred to any other corporation, which may operate and extend lines and exercise eminent domain. Nev. 20, 1 Mr
- 3878** Railroads may sell or lease their property or franchises. Okl. 10 art.2, 24 F
- 3879** Railroads not over 30 miles long may be leased for 10 years on approval of railroad commission. Tex. 52, 30 Mr
- 3880** Railroads may buy and sell property and franchises to other railroad corporations. U. 1, 17 Ja; 17, 6 Mr

- 3881** Railroad taking lease or conveyance of another line has all rights and liabilities of corporation leasing or conveying. Amending R.S.'98 §1833. Wis. 191, 18 Ap
- 3882** Railroads may purchase property or franchise of insolvent non-competing corporation whose line crosses or continues purchasing line. Amending R.S.'98 §1788. Wis. 198, 18 Ap
- 3883** Location. Right of way. (*See also* Condemnation proceedings, 2406; Eminent domain, 1594) Railroads may condemn land necessary for embankments, excavations, etc. or for protection of roadway. Amending Code '96 §1163. Ala. p.28, 15 F
- 3884** Repealing Digest '94 §2785 requiring railroad to secure written consent of two thirds of property owners before councils in towns and cities can grant right of way along streets. Ark. 8, 9 F
- 3885** Granting railroads right of way through state and school lands. Id. p.361, 28 F
- 3886** Map of railroad route to be certified by *president and secretary* [formerly majority of directors]; repealing clerk hire for board approving maps. Amending C.L. §6232. Mich. 180, 20 Mr
- 3887** Use by public of right of way and station grounds of any railroad shall not give right to continue to use. Ind. 209, 6 Mr
- 3888** Length of occupancy of land belonging to or adjoining a railroad not to create in nonowner any right to such land. B. I. 657, 5 My
- 3889** Trespass on railroad property, after notice is posted, forbidden. Amending P.S.'91 ch.266. N. H. 75, 11 Mr
- 3890** Railroads not to hold narrow pass to exclusion of other roads; joint use where only one track possible. Tenn. 399, 19 Ap
- 3891** Railroads authorized to extend lines through Indian territory. Tex. 17, 3 Mr
- 3892** Railroads may condemn land for water reservoirs, new right of way for change or relocation to shorten line or reduce grades; abandonment or change of line through city or town must be authorized by railroad commission. Amending R.S.'95 art.4445. Tex. 68, 25 Ap
- 3893** Pending litigation, railroad may take possession of condemned property on paying defendant awarded damages or depositing same in court and depositing equal amount and giving bond for farther costs. Amending R.S.'95 art.4471. Tex. 70, 15 Ap
- 3894** Notice of damage to property by railroad not required when action is brought within the year. Amending R.S.'98 §1816b. Wis. 307, 29 Ap

- 3895 Allowing railroads to exercise eminent domain in locating or relocating line and branches. Amending '88, 56. Wy. 34, 16 F
- 3896 Construction. Operation. Railroads organized under special acts may extend roads. Amending '87 ch.96 §2. Me. 7, 10 F
- 3897 Extending for five years the time prescribed for commencement or completion of railroads which have acquired one third of their right of way or begun construction. Amending '95 ch.700 §1. N. Y. 647, 25 My
- 3898 Railroads may buy or build branch lines not over 15 miles to mine or quarry. Tenn. 259, 17 Ap
- 3899 Time for construction of railways extended two years; forfeited charters restored. Tex. 19, 3 Mr
- 3900 Railroad and warehouse commission may require uniform gage. Minn. 78, 20 Mr
- 3901 Bridges. Tunnels. Railroads may build bridges over navigable streams. '90-91 p.32 reenacted to correct illegality in passage. Id. p.20, 2 F
- 3902 Extending provisions of '73, 198 regulating incorporation and management of railroads to bridge and tunnel companies. 14p. Mich. 266, 23 Je
- 3903 Companies to bridge state boundary waters may incorporate; same powers and restrictions as railroads. Minn. 247, 18 Ap

**Traffic—general**

- 3904 Foreign railroad corporations connecting at state line with domestic corporations may establish terminals. Vt. 69, 19 N '98
- 3905 Railroad commissioners. Court of visitation consisting of three elective judges created; given extensive control over railroads; may establish classification and rates, prescribe equipment and service and decide all complaints; office of state solicitor created; court may appoint receiver for road failing to comply with its decree; supreme court may review decrees; penalty for discriminations; in case of strike court may summon corporation and if strike appears just may order road to at once resume operations; on failure to comply receiver may be appointed. Kan. 28, 3 Ja
- 3906 Board of railroad commissioners abolished. Parts of G.S.'97 ch.69,70 repealed. Kan. 29, 7 Ja
- 3907 Revision of '97, 35 as to railroad commissioners; commissioners vested with judicial power. Fla. 39, 3 Je
- 3908 Board of railroad commissioners abolished. Or. p.24, 15 O '98
- 3909 Railroad and warehouse commissioners to be chosen by people [formerly governor]; term four [formerly three] years. Amending '87 ch.10 §9. Minn. 39, 6 Mr

- 3910 Expense of enforcing orders of railroad commissioners to be paid from general fund. N. D. 131, 9 Mr
- 3911 Office of deputy railroad commissioner created. Amending G.L. ch.187. R.I. 679, 24 My
- 3912 Railroad commission may charge fees for furnishing copies of papers. Tex. 157, 29 My
- 3913 Per diem of chairman of railroad commissioners \$6 [formerly \$8]; of other commissioners \$5 [formerly \$8]. Vt. 132, 30 N '98
- 3914 Railroad commissioners to report to governor in *even* [formerly odd] years. Amending R.S.'98 §1795. Wis. 308, 1 My
- 3915 Commissioner of railroads to be paid in addition to salary *all expenses* [formerly \$3 a day]; accounts to be audited by *secretary of state* [formerly governor]. Amending R.S.'98 §1797. Wis. 321, 2 My

Freight traffic

- 3916 Rates. Discrimination. Unlawful for railway to raise rate on grain, flax, lumber, coal or live stock after same has been established 60 days except by consent of commission. Minn. 100, 27 Mr
- 3917 Railroad commission may [formerly after three days notice] *temporarily* alter existing freight rates, *tariffs*, *schedules*, *orders and circulars* on any railroad or part of railroad. Amending '97, 52. Tex. 174, 5 Je
- 3918 Railways to receive and transport freight from water craft without discrimination for or against other such craft; penalty \$500 to \$5000. Tex. 66, 12 Ap
- 3919 Officer or employee of railroad demanding or collecting greater or less compensation than company asks of other party for same service shall be imprisoned from two to five years; exceptions. Tex. 118, 16 My
- 3920 Miscellaneous regulations. Railroads whose rights of way join or are near each other may be required to connect their tracks for interchange of freight cars; cost. Repealing '97 p.95. Mo. p.128, 29 Ap
- 3921 Expense of building "Y" at grade crossing to be borne equally by each company; duty of railroad commissioners to prosecute action to compel construction. Amending R.C.'95 §3067. N. D. 130, 8 Mr
- 3922 Notice requiring railroad company to show cause why it should not be compelled to build platforms may be served on any agent of company in state. Amending R.C.'95 §3062. N. D. 128, 8 Mr
- 3923 Railroads on order of railroad and warehouse commission must build platforms for loading cars; hearing. Minn. 222, 14 Ap



- 3924** Railroads required to build sidetracks for certain shippers. S. D. 125, 6 Mr
- 3925** Railroad company, on shipper's application for 10 cars or less, shall furnish same in three days; 50 or more cars, in 10 days; if applications made on several days are filed on same day shipper to have 48 hours for loading each lot applied for. Amending R.S.'95 §4497, 4500. Tex. 48, 28 Mr
- 3926** Reenacting '82, 26 requiring railroads to deliver goods on payment of charges specified in bill of lading. Tex. 50, 29 Mr
- 3927** Suit for damage to property carried over two or more railroads may be brought against one or all in any county in which either operates; damages recovered against carriers not partners in contract shall be apportioned by verdict or judgment. Tex. 125, 20 My
- 3928** Live stock. In suits involving damage to live stock in transit the burden of proof is with railroad unless it furnished transportation to shipper both ways. Kan. 30, 9 Ja
- 3929** Owner of live stock transported over two roads may sue both jointly when uncertain which road caused delay. Minn. 311, 20 Ap
- 3930** Railroads to furnish free transportation to shippers of carloads of live stock; road refusing liable for damages and attorney's fee. Minn. 170, 11 Ap

**Passenger traffic**

- 3931** Tickets. Passes. Rates. Common carriers to designate ticket agents; unlawful for others to deal; unused tickets to be redeemed; felony to forge ticket. Fla. 41, 2 Je
- 3932** Sale of mileage books and limited tickets except by authorized agents forbidden; use restricted to persons named; companies to redeem unused portions in one year. Me. 69, 14 Mr
- 3933** Tickets for passage on vessel or railroad train not to be sold except by authorized agent; unused tickets to be redeemed. N. Y. 506, '97. *Unconstitutional* in so far as it undertakes to prohibit the business of brokerage in passage tickets; violates constitutional guarantees of civil rights and privileges and of liberty. *People v. Warden of city prison*, 157 N. Y. 116.
- 3934** Requiring railroads to sell 1000 mile tickets for \$20; regulations. Amending '89, 202. Mich. '90, '91. *Unconstitutional*. Deprives company of its property without due process of law. *Lake Shore, etc. railway co. v. Smith*, 173 U. S. 684.
- 3935** 1000 mile books to be sold at rate of 2c a mile; books for less than 1000 miles may be sold at higher price. Amending Vt.S. §3898-99. Vt. 70, 21 N '98

- 3936** \$500 to \$1000 fine for neglecting to comply with mileage book law. Amending Vt.S. §3900. Vt. 71, 1 D '98
- 3937** Felony to give frank or pass to political committee, candidate or officer or to accept same. Wis. 357, 3 My
- 3938** Train service. Passenger trains to stop at county seats or stations nearest them. Ala. p.155, 21 F
- 3939** Certain through passenger trains need not stop at county seats. Amending R.S.'97 ch.114 §74. Ill. p.332, 11 Ap
- 3940** Railroads must provide cabooses containing toilet room for live stock shippers and emigrants. Minn. 314, 20 Ap
- 3941** Railroad and warehouse commissioners may require companies to run passenger trains so as to connect with trains of other roads. Mo. p.127, 29 Ap
- 3942** Creating board with power to compel railroads to make reasonable connections and to erect stations at junctions. Wis. 225, 20 Ap
- 3943** Race distinction. Railroad and steamboat companies to provide separate and equal accommodations for white and colored races; corporation commission may exempt branch and narrow gage lines; not to apply to street railroads, relief trains, sleeping cars and through express trains. N. C. 384, 4 Mr
- 3944** Stations. Railway waiting rooms to be comfortably warmed, kept clean, supplied with drinking water; two water closets to be provided at each passenger station and kept clean. Ark. 91, 31 Mr
- 3945** Railroads to maintain water closets at passenger stations. Tenn. 211, 13 Ap
- 3946** Union station companies authorized to condemn land. Tex. 39, 29 Mr
- 3947** Incorporation for constructing union stations amended (R.S.'89 §2667-68). Mo. p.124, 15 My
- 3948** Repealing '79, 108 relating to use of public wharves and depots by agents of hotels, etc. N. C. 726, 8 Mr
- 3949** Baggage. Common carriers responsible for baggage 48 hours after arrival at destination. Ark. 34, 2 Mr
- 3950** Suits against railroad for injuries to baggage in 12 months may be consolidated. Amending Digest '94, 6210. Ark. 86, 29 Mr
- 3951** Disposition of unclaimed freight or baggage by transportation company amended ('96 ch.974 §46). N. Y. 582, 12 My
- 3952** Bicycles. Uncrated bicycles to be transported as baggage; not more than one for each person. Wash. 15, 21 F

**Tracks. Maintenance and safety.** (From standpoint of safeguarding. For location and construction see Organization, 3858)

- 3953 Railroad crossings.** (*See also* Street railway crossings, 4019) Railroad trains need not come to full stop at crossing fitted with derailing switches, etc. nor where flagman is stationed. Amending Code '96 §3441. Ala. p.44, 2 F
- 3954** Trains not required to stop at crossings provided with interlocking switches. Amending R.S. §2263. Fla. 102, 1 Je
- 3955** Trains need not stop at crossing provided with interlocking switches. Amending '71, 46. Tenn. 100, 27 Mr
- 3956** Railroad, in securing a crossing over or under another railroad outside city limits, may change grades of streets or highways; commissioners to decide disputes. Amending '95, 241. N. J. 111, 23 Mr
- 3957 Highway crossings.** Report of railroad commissioners as to grade crossings *to be filed in their office, and mailed to railroads and municipalities interested; decision final unless appeal taken to supreme court at next term; appellant to file with commissioners his reasons in 14 days.* Amending '89, 282. Me. 73, 15 Mr
- 3958** Municipal corporations may acquire land necessary to avoid grade crossings either under condemnation law *or under charter.* Amending '97 ch.754 §63. N. Y. 226, 3 Ap
- 3959** Person aggrieved by decision of railway commissioners in regard to grade crossing may appeal *within 60 days* to appellate division of supreme court. Amending '98 ch.520 §62. N. Y. 359, 18 Ap
- 3960** When railroad is compelled by law to elevate or depress its tracks in streets of cities of 250,000 it still has the right to operate a surface passenger railway. N. Y. 497, 2 My
- 3961** Municipalities may borrow money to pay for expense of making or changing grade crossings. Amending '90 ch.565, art.2. N. Y. 541, 5 My
- 3962** If railroad commissioner *consents or* refuses to consent to grade crossing, appeal may be had to court by any party aggrieved. Amending G.L. ch.187 §45. R. I. 658, 5 My
- 3963** City may order railroad tracks removed when declared nuisances, and may require gates at crossings. U. 27, 9 Mr
- 3964** Signs at crossings amended (P.S.'91 ch.159 §5). N. H. 53, 8 Mr
- 3965** Flagmen to be placed at crossings when ordered *by railroad commissioner* [formerly by town council]; appeal; penalty. Amending G.L. ch.187 §47-48. R. I. 701, 1 Je
- 3966** Act regulating grade of approaches at railroad crossings applies to highways hereafter established. Amending Digest '94 §6263. Ark. 6. 1 F
- 3967** Railroads shall grade public road crossings to level of rails and keep in repair 10 feet each side of track. Tenn. 356, 22 Ap

- 3968 **Railroad fencing. Killing stock.** Railroads to fence both sides of track except in towns or cities where not required by ordinance or in one mile of limits of city of 10,000.  
Fla. 45, 5 Je
- 3969 If railroad company fails to pay amicable award for damage to animals in 30 [formerly 10] days, injured party *may sue in county where injury was done for actual damages and court shall award double the amount.* Amending Digest '94 §6353.  
Ark. 49, 9 Mr
- 3970 Track overseer not filing report of stock killed liable to pay double for all unreported stock killed, to be collected as *other claims* [formerly as for stock killed]. Amending Code '95 §2250.  
Ga. p.49, 7 D '98
- 3971 Repealing Code '95 §2253-60 regarding notice to railroad company of claim for killing stock; trial, judgment, execution, appeal, levy, advertisement and sale, proceeds, tender of damages, suit by joint owner.  
Ga. p.50, 7 D '98
- 3972 When damages to stock have been agreed on by owner and railroad, railroad must pay within 40 days.  
Mo. p.124, 29 Ap
- 3973 **Miscellaneous.** Owners of land separated from highway by a railway may construct driveway across railway. Amending '85, 44.  
Ind. 212, 6 Mr
- 3974 Pushcars and other wheeled contrivances not to be run on railroad tracks except by employees.  
Or. p.188, 18 F
- 3975 Riding a bicycle or walking on roadbed of railroad forbidden.  
R. I. 613, 24 F
- 3976 Frogs, switches and guard rails must be filled and blocked by Oct. 1, 1899; company liable for damages resulting from neglect; penalty \$500 to \$2000.  
Wash. 35, 6 Mr
- Trains—management and safety.** (From standpoint of safe guarding. *See also* Construction, operation, 3896; Freight traffic, 3916; Passenger traffic, 3931)
- 3977 **Obstruction. Injury to equipment.** (*See also* Miscellaneous crimes, 2598) Amending Code '96 § 5378 prohibiting interference with trains.  
Ala. p.60, 3 F
- 3978 Unauthorized persons not to remove or interfere with signals connected with railroads.  
Ala. p.153, 3 F
- 3979 Unauthorized persons not to signal trains.  
Ala. p.157, 8 F
- 3980 Unlawful for unauthorized person to tamper with train, switch, track or signals.  
Fla. 43, 27 My; 44, 29 My
- 3981 Unlawful to signal train except at station or to prevent accident.  
Fla. 47, 29
- 3982 Unlawful to make or dispose of keys to unlock switchlocks or carlocks except by consent of the common carrier. '93 p.70 *reenacted to correct illegality in passage.*  
Id. p.182, 9 F

- 3983** If injury to railroad property injures person on train, person causing same shall be imprisoned one to 20 years; companies may request governor to appoint special police with powers of constables, to be paid by companies. Amending Code '91 ch.145 §31. W. Va. 55, 24 F
- 3984** Obstructing track, *boarding passenger train with intent to rob or commit other felony, placing dynamite on track, setting fire to bridge*, punished with *death or life imprisonment* [formerly 14 years imprisonment]. Amending '90 ch.73 §65. Wy. 49, 17 F
- 3985** Whistles. Air whistles may be used by railroads instead of steam whistles. Ct. 6, 15 Mr
- 3986** Stealing ride. Stealing ride on train forbidden. Ala. p.154, 23 F; Fla. 42, 29 My; Minn. 97, 25 Mr Mon. p.150, 24 F; N. C. 625, 8 Mr; N. D. 127, 27 F
- 3987** Miscellaneous. Unlawful to board moving train. Fla. 48, 2 Je
- 3988** Superintendent of motive power and master mechanic may reside where *principal shops* [formerly general offices] of railroad are located in the state; railroad commission may authorize subordinate officers to reside at any place on the line. Amending R.S.'95 art.4368. Tex. 105, 10 My

**Employees**

- 3989** Forgery in third degree to counterfeit receipt for railway employees' association dues or letter of recommendation. Minn. 23, 25 F
- 3990** Railroad companies not to permit trainmen to work more than 18 consecutive hours without eight hours for rest. Neb. 77, 1 Ap
- 3991** Railroad companies liable for all damages sustained by employees by reason of negligence of other employees; liability not impaired by contract; does not apply in construction of new road. N. D. 129, 6 Mr

**Rapid transit. Street railways**

- 3992** State board. Commissioner. General supervision of railroad commissioners over steam roads extended to all railways, by whatever power operated. Amending Vt.S. §3982. Vt. 74, 26 N '98
- 3993** Compelling street railway companies to report annually to railroad commissioner. Wis. 329, 3 My

**Organization. Property. Location. Powers**

- 3994** Incorporation. General. Street railroad law revised (R.S.'89 ch.155). Mo. p.374, 19 Je

- 3995** Special street railway charters made subject to Vt.S. ch.170 relative to filing description of proposed route and settlement of disagreements with local authorities by railroad commissioners and claims for damages by court; grade crossings with railroads. **Vt. 72, 30 N '98**
- 3996** Street railways under special charters have all rights conferred by general laws. **Me. 100, 16 Mr**
- 3997** Petition for approval of street railway company's articles of association to be filed with railroad commissioners; hearing; parties of record may appeal to supreme court. Amending '93, 268. **Me. 119, 17 Mr**
- 3998** Companies may accept law ('98, 580) for taxation and regulation of street railways, at any time prior to Oct. 16, 1899 [formerly Oct. 1, 1898]. **R. I. 710, 20 S**
- 3999** **Franchises. Location of tracks.** (*See also* Municipalities—franchises, 2855; Taxation—transportation corporations, 1394) Street car companies may exercise eminent domain; franchises may be granted by city council for period of 20 years; control of streets reserved to city; repealing R.S. ch.66; '97 p.282 allowing 50 year franchise and 50 year renewal and regulating fares. **Ill. p.331, 7 Mr**
- 4000** Street railways in Indianapolis may surrender franchises and make contract with city not to exceed 34 years; fares not to exceed 5c, six tickets for 25c, 25 for \$1; city may make new contract at expiration, may purchase lines or open franchise to competition; suburban roads to use same tracks. **Ind. 150, 3 Mr; 180, 4 Mr**
- 4001** Cities not to grant right to lay tracks in streets except on petition of owners of more than one half the frontage. **Mo. p.105, 27 Ap**
- 4002** County commissioners may grant right to operate street railway on public roads outside of cities and villages, not over 25 years. **Minn. 305, 20 Ap**
- 4003** Street railways may exercise eminent domain outside cities. **Minn. 350, 20 Ap**
- 4004** Minor amendment to '98, 199 authorizing boards of chosen freeholders to improve highways and provide for construction of street railways thereon. **N. J. 102, 22 Mr**
- 4005** Extending right of eminent domain to electric railway companies. **Wash. 94, 13 Mr**
- 4006** **Bridges.** Law ('87, 334) as to examination of railroad bridges applicable to street railway bridges. **Mass. 286, 20 Ap**
- 4007** **Consolidation.** Street railroad companies having connected and continuous lines may consolidate. **Ind. 165, 3 Mr**

- 4008 **Transfers.** Transfer tickets to be used only by passenger entitled thereto.

Ct. 153, 1 Je; N. H. 83, 11 Mr; Wis. 125, 8 Ap

- 4009 **Miscellaneous powers. Regulation.** Unlawful to injure *street railway signals*. Amending P.S. ch.112 §207.

Mass. 252, 10 Ap

- 4010 Stealing ride on *street car* forbidden. Amending G.S. §6857.

Minn. 99, 25 Mr

- 4011 Amending C.S.'97 §922a, 992b forbidding street railway companies to carry municipal officers free; *firemen and policemen* may be carried free.

Neb. 11, 3 Ap

- 4012 Providing for sale and disposition of property left in street cars.

N. Y. 488, 2 My

- 4013 Street railroads [formerly in cities of 500,000] may use sand *and in winter, salt* on their rails. Amending '92 ch.676 §107.

N. Y. 491, 2 My

- 4014 Minor amendment to railroad law ('90 ch.565 §100) as to motive power of street railroads.

N. Y. 584, 12 My

#### Protection. Safety

- 4015 Street cars to be comfortably heated from November to March inclusive; penalty \$25 to \$100 a day for each car.

Ind. 129, 2 Mr

- 4016 Limitation of speed in street to five miles an hour not applicable to railway cars; mayor and aldermen or selectmen may regulate speed of cars in streets. Amending P.S.'91 ch.264 §18; ch.27 §7.

N. H. 61, 10 Mr

- 4017 **Guards. Brakes.** Street cars must be provided with fenders and brakes.

Cal. 150, 22 Mr

- 4018 Required to equip cars with such fenders and guards as may be required by board of railroad commissioners.

Vt. 73, 19 N '98

- 4019 **Crossings.** Provision governing railroad crossings applicable to *street and electric roads*. Amending R.S.'98, 1863a.

Wis. 306, 29 Ap

- 4020 **Employees.** Platforms of street cars to be inclosed during certain months.

N. H. 69, 10 Mr

#### Other forms of transportation

- 4021 **Express.** (*See also* Railways—traffic,3904) Court of visitation to have same jurisdiction over express companies as over railroads.

Kan. 19, 6 Ja

Telegraph and telephone

- 4022 Telegraph and telephone companies may acquire right to construct lines along railroad rights of way. Amending G.S. §2604. Minn. 51, 11 Mr
- 4023 Proceedings for ascertaining and paying damages to property caused by telegraph and telephone companies to be the same as those for damages by railroad companies. Amending R.S.'89 ch.42 art.6. Mo. p.129, 15 My
- 4024 Telegraph laws (Code §207-12) amended to apply to telephone; other minor amendments. N. C. 64, 8 F; 84, 13 F
- 4025 Telegraph and telephone companies may obtain right of way by contract or condemnation; procedure. S. C. 40, 23 F
- 4026 Unlawful to maliciously cut or break telegraph or telephone wires, to obtain messages in any unauthorized manner or to delay messages. Amending R.S.'87 §7150-72. '93 p.90 reenacted to correct illegality in passage. Id. p.190, 9 F
- 4027 Amending Ann.S. §8173 relating to the divulging of telegraph or telephone messages. S. D. 134, 4 F
- 4028 Telegraph. Court of visitation to have same jurisdiction over telegraph companies as over railroads; charges fixed for service in the state. Kan. 38, 6 Ja
- 4029 Wire over public roads for bracing telegraph poles must be 15 feet from ground. Col. 85, 6 Ap
- 4030 Telephone. Foreign telephone companies to have special charter; superior court or judge to decide whether telephone is needed in any district; other regulations. Repealing G.L.'88 §1947, 3944-45, 3954. Ct. 158, 7 Je
- 4031 Not less than three [formerly nor more than nine] directors of telephone company to be bona fide stockholders. Amending '81 ch.101. Ind. 92, 24 F
- 4032 Telephone companies not to injure trees on highway nor interfere with running of railway trains; lines to be run along railways or established subdivision lines when owner objects to their crossing his lands. Amending C.L. §6691. Mich. 16, 9 Mr
- 4033 Telephone lines not on public places and highways or in cities and villages shall run along railways if adjacent to lands sought to be acquired; mode of acquiring right of way; applies only to lower peninsula. Supplementing C.L. §6688-95. Mich. 93, 31 My
- 4034 Counties, townships and municipalities empowered to grant right of way to telephone companies over public grounds and highways and to impose restrictions. N. D. 156, 9 Mr
- 4035 Penalty for injuring telephone posts. Amending Ann.S.'87 §1786. Or. p.4, 11 O '98



- 4036 Misdemeanor to injure property of telephone company. Amending Code '91 ch.145 §26a. W. Va. 47, 24 F
- 4037 County commissioners may purchase or construct telephone lines on petition of two thirds of taxpayers. Nev. 76, 14 Mr
- 4038 Cities, towns and villages may issue bonds for *telephone lines*; *counties may issue on submitting proposition to vote*. Amending R.S.'98 §942. Wis. 309, 1 My

**Navigation. Water ways**

- 4039 Improvement of water ways. Navigable streams may, on approval of state land commissioners, be deepened, straightened, etc. and dams built for the better handling of logs, barges and rafts; tolls may be collected; regulations. Id. p.332, 28 F
- 4040 Counties of 200,000 may spend \$5000 a year to improve navigable lakes. Minn. 56, 11 Mr
- 4041 In counties of 150,000 to 210,000 commissioners may spend \$3000 yearly to improve navigable lakes. Minn. 132, 5 Ap
- 4042 General act authorizing incorporation of canal and stream improvement companies. Wis. 288, 28 Ap
- 4043 Pilotage. Amending the licensing of pilots for Delaware river and bay; fees for pilotage. '91 ch.449 §3, 18. Del. 271, 8 Mr
- 4044 Pilot commissioners for Columbia river to be *appointed by governor* [formerly elected by legislature]; qualifications and compensation of pilot commissioner amended. Ann.L.'87 §3893; '93 p.10. Or. 11, 11 F
- 4045 Rates of pilotage to and from port of Philadelphia amended ('89 ch.210 §1). Pa. 19, 30 Mr
- 4046 Harbors. Wharves. Boards of supervisors may authorize railroads to build wharves and piers with license to take tolls. Cal. 251, 22 Mr
- 4047 Mooring to or injuring buoys, beacons, etc. prohibited. Ct. 58, 19 Ap
- 4048 Riparian owners may build piers, wharves and docks; not to obstruct navigation. Ind. 101, 24 F
- 4049 Public docks and piers may be built by cities; bonds may be issued. N. J. 47, 17 Mr
- 4050 Counties authorized to maintain ferry or *wharf, under control of county commissioners*. Amending '95, 130. Wash. 29, 6 Mr
- 4051 Generally amending '97 ch.89 §53 relating to leasing harbor areas. Wash. 122, 14 Mr
- 4052 Correcting error in R.S.'98 §670 as to power of county board to establish dock lines. Wis. 351, 4 My

- 4053 **Canals. Ferries.** Commissioners of Illinois and Michigan canal to have power to lease for 20 [formerly 10] years any water power or land connected with the canal; other minor amendments to R.S.'74 ch.19 §8. Ill. p.82, 21 Ap
- 4054 **Court** [formerly board] of claims to determine damages to persons from canals, *except claims for damages resulting from the navigation of the canals.* Amending '94 ch.338 §37. N. Y. 280, 7 Ap
- 4055 County boards of commissioners to grant or renew charters for ferries; regulations. S. C. 56, 15 F
- 4056 **Miscellaneous regulations.** Misdemeanor to put water hyacinths in navigable waters. Fla. 92, 11 My
- 4057 Water power companies may hold real estate *for drydocks and canals; may dispose of real and personal property; may elect to pay 1% tax on capital stock in lieu of real estate general taxes.* Amending C.L. §6797, 6802. Mich. 231, 9 Je
- 4058 Private boats not running for hire to carry lights and comply with rules for pilots and steamboats. N. H. 82, 11 Mr
- 4059 Misdemeanor to persuade or aid sailor to desert; municipal courts and trial justices have jurisdiction. Me. 53, 9 Mr
- 4060 Governor may appoint, on application of steamboat company, additional policemen *for service on steamboats.* Amending '90 ch.565 §58. N. Y. 539, 5 My
- 4061 Generally amending Code §3851-65 relating to wreck districts in certain counties; commissioners of wrecks and their duties. N. C. 79, 13 F
- 4062 Amending '91, 450 relating to license of persons engaged in business of loading vessels on contract. N. C. 595, 7 Mr

## Public health and safety

### General supervision

(See also Domestic animals, 4563; Dairy products, 4657; Pollution of water, 3014; Sewerage, 3067)

### Health boards

- 4063 **State boards.** Special tax of  $\frac{1}{2}$  mill for state board of health, other than quarantine expenses. Fla. 32, 1 Je
- 4064 Salary of live stock representative on state board of health to be fixed by board; not over \$125 a month. Amending '97, 46. Tenn. 424, 24 Ap

4065 **Laboratories.** Board of health to establish a pathological and bacteriological laboratory at Delaware college for diagnosis of diseases and analysis of water without charge.

Del. 240, 23 Mr

4066 Board of health to establish a bacteriological laboratory for examination of water supplies, milk and food and the determination of suspected cases of contagious diseases; use of laboratory and all investigations therein free to people of state.

Vt. 115, 26 O '98

4067 **Local boards.** Rules of state board of health to be sent to county boards and county commissioners and published in two papers in each county; local officer to be physician; compensation  $1\frac{1}{4}\%$  for each inhabitant up to 100,000, not to exceed \$1500 [formerly fixed by local board]; state board may remove [formerly fine and imprison] for negligence; burial permits required; penalty for any violation \$10 to \$100. Amending '91, 15.

Ind. 16, 7 F

4068 Supreme and superior courts may enforce orders of boards of health. Amending '93, 460.

Mass. 143, 11 Mr

4069 One physician to be on town board of health when practicable. Amending '97 ch.45 §1.

N. H. 65, 10 Mr

4070 County boards of health to be appointed for *one* [formerly two] year; isolation of diseased animals, removal of dead bodies and condemnation of impure food removed from duties of superintendent; vacancies to be filled by appointment by *president of county board* [formerly state superintendent]. Amending R.C.'95 §245, 249, 252.

N. D. 58, 24 F

4071 Board of health in cities of 1,000,000 to consist of *three* [formerly five] members, and serve *four* [formerly three] years; other amendment to '85 ch.33 art.3.

Pa. 44, 12 Ap

4072 Generally amending '95, 258 creating bureau of health in cities of 100,000 to 1,000,000.

Pa. 113, 2 My

4073 Town boards of health to be under direction of state health officer [formerly officers]. Amending R.S.'95 art.1544.

Tex. 169, 5 Je

4074 Defining powers of boards of health as to nuisances, contagious diseases, quarantine regulations, burial permits and schools.

U. 45, 9 Mr

4075 Boards of health established in counties, cities and towns, consisting respectively of county commissioners, councilmen and trustees; each board to appoint physician as health officer; extensive powers.

Wy. 70, 21 F

**Vital statistics.** (See also Marriage—record, 8)

4076 Creating state bureau of vital statistics.

Fla. 33, 11 My

- 4077 Increasing penalties for failure of kindred, keepers of public institutions, physicians, midwives, health officers and clerks of district court to report vital statistics. Amending G.S. §437-39, 441. Minn. 337, 20 Ap
- 4078 Town clerk may retain certain fees for perfecting records of births, marriages and deaths. Amending '93, 16. N. H. 6, 14 F
- 4079 Copy of records of births, marriages and deaths to be transmitted *monthly* [formerly annually] to state registrar; if burial is not in town of death copy of death record to be sent to clerk of town of burial. Amending P.S.'91 ch.173 §4, 8. N. H. 17, 28 F
- 4080 Health officers of cities and superintendents of county boards to collect vital statistics; penalty for neglecting to give notice of births and deaths to such officers; physicians to furnish certificates; monthly reports to state board of health. Repealing G.S.'85 ch.63 §5; ch.137 §3-4. N. D. 169, 8 Mr
- 4081 Births, marriages and deaths not returned to proper recording officer are to be recorded when known by that officer. Amending G.L. ch.100. R. I. 616, 2 Mr
- 4082 Amending G.L. ch.100 §21 relating to collection of statistics of births. R. I. 621, 3 Mr
- 4083 Amending registration of vital statistics (Vt.S. ch.137). Repealing '96, 56. Vt. 58, 30 N '98
- 4084 Births to be reported by *physician, midwife or parents*. Amending R.S.'98 §1023a. Wis. 250, 26 Ap

## Sanitation. Nuisances. Miscellaneous

- 4084 Dead bodies. When town board of health designates persons to grant burial permits, town clerk must be one of the persons. Amending '93 ch.661 §23. N. Y. 211, 1 Ap
- 4086 County commissioners may establish morgue in each city of 100,000 to 1,000,000; other amendments to '93, 327. Pa. 51, 18 Ap
- 4087 State board of health empowered to regulate transportation of dead bodies. Amending R.C.'95 §243. N. D. 30, 8 Mr
- 4088 Embalmers. Board of examiners for embalmers created; to be appointed by state board of health; examination; license; regulation. Neb. 52, 2 Mr
- 4089 State board of health to examine and license embalmers; regulations. N. H. 76, 11 Mr
- 4090 State board of embalmers created; examination and licensing of embalmers. S. D. 87, 6 Mr

- 4091** State board of embalmers created, to be appointed by governor, two from each congressional district; registration, examination, licenses to embalmers; licensed embalmers must embalm all bodies, when required, no matter how contagious the disease, under penalty of \$50 to \$100 and 10 to 30 days imprisonment; misdemeanor to embalm without license; penalty \$25 to \$500 or imprisonment up to one year. **W. Va.** 60, 25 My
- 4092** **Barbers.** Creating state board of barbers' examiners; examinations; persons in business for past two years to have certificate on filing affidavits. **Mich.** 212, 1 Je
- 4093** Board of examiners for barbers established; regulations; barbers to display certificates. **Mo.** p.44, 5 My
- 4094** Barber's examining board created; examinations; license; qualifications; barbers' schools. **Neb.** 53, 31 Mr
- 4095** Creating board of examiners for barbers; certificate to be displayed in shop; fee; apprentice may serve without certificate; board may revoke certificate. **Or.** p.237, 23 F
- 4096** **Plumbers.** Creating board for examining plumbers and granting licenses; applies to cities and to such towns as vote to accept. **N. H.** 55, 9 Mr
- 4097** Regulating license of plumbers in cities of 10,000; examination by board of public works and board of health; inspector of plumbing. **Wis.** 338, '97. *Partly void.* §2, providing that in the case of a firm or corporation the licensing of any one member shall be sufficient, discriminates in favor of firms as against plumbers doing business alone and violates constitutional provision that no state shall deny to any person the equal protection of the laws. *State v. Benzenberg*, 101 Wis. 172.
- 4098** **Hotels. Lodging houses.** State board of health shall inspect 10 room hotels on complaint as to sanitary conditions. **Fla.** 35, 11 My
- 4099** State board of health to inspect lodging houses in cities of 100,000 or more; regulations for such houses. Amending '77 p.208. **Ill.** p.355, 21 Ap
- 4100** **Second hand bottles.** Goods not to be sold in second hand bottles; beer, mineral water and milk excepted; bottles not to be gathered from garbage. **Pa.** 79, 28 Ap
- 4101** **Nuisances—miscellaneous.** New hospitals, pesthouses or burial grounds not to be established in built up portions of cities. **Pa.** 59, 20 Ap
- 4102** Towns of 5000 may forbid privy vaults on premises opposite sewer. **Mass.** 184, 24 Mr
- 4103** Supreme court may restrain illegal placing, maintenance or use of buildings; presumption against license. **Mass.** 326, 2 My

- 4104 Unlawful to leave refuse matter in city streets or near water used for drinking purposes. N. M. 64, 16 Mr
- 4105 District attorney on order of county supervisors to bring civil action to abate public nuisances. Cal. 88, 15 Mr
- 4106 Cities may regulate or suppress industries dangerous to public health. Amending R.S.'89 ch.31 art.1. Mo. p.96, 11 My
- 4107 Depositing carcasses of domestic animals so as to cause nuisance forbidden. Me. 39, 3 Mr
- 4108 Village councils may order removal of unwholesome substances at owner's expense. Minn. 331, 20 Ap
- 4109 Abatement of nuisances on information or petition amended (P.S.'91 ch.205 §4). N. H. 81, 11 Mr

### Contagious diseases

(See also Domestic animals—contagious diseases, 4F63)

- 4110 **General regulations.** Suspicious cases of disease to be reported to state board of health *and to city health officer, or mayor, or county health physician or chairman of county commissioners; state health officer to take charge of contagious cases at state expense.* Fla. 34, 24 My
- 4111 School boards may make rules to prevent introduction and spread of contagious or infectious diseases; physicians to report cases to school board; board may appoint sanitary agent. Pa. 37, 11 Ap
- 4112 **Expense.** Creating emergency fund of \$1500 for suppression of epidemics and contagious diseases; to be expended under order of state board of health. Neb. 51, 20 F
- 4113 Contingent fund of \$50,000 for state board of health, to prevent spread of cholera or other contagious diseases. Wis. 24, 17 Mr
- 4114 **Hospitals.** Certain mining companies to erect pesthouses in which to care for employees affected with contagious diseases. N. M. 64, 16 Mr
- 4115 Cities of 250,000 may maintain, outside their limits, with approval of state board of health, hospitals for treatment of pulmonary tuberculosis; regulations. N. Y. 637, 23 My
- 4116 **Quarantine.** State health officer may establish quarantine in any part of state; powers of county, city and town officials subordinate to state officer; supervision of trains, boats, etc.; quarantine regulations. Ala. p.129, 23 F
- 4117 Physicians to cause patients having smallpox or other contagious disease to be quarantined. Ari. 29, 11 Mr

- 4118 Persons with contagious or infectious diseases to be isolated; children from household not to attend school till two weeks after recovery or removal of sick person; textbooks in such house to be disinfected. Id. p.451, 13 Mr
- 4119 Boards of health to assist persons in quarantine. N. H. 100, 11 Mr
- 4120 Vaccination. State board of health may order vaccination; penalty. S. C. 78, 28 F
- 4121 Tuberculosis. Physician to report all tuberculosis patients to local board of health; board to furnish to patients printed instructions to prevent spread of disease and to disinfect premises within five days after death. Wash. 71, 13 Mr

### Practice of medicine and surgery

(See also Medical schools, 474; Veterinary practice 4592)

#### Medicine

- 4122 General laws. Creating state board of eclectic medical examiners. Fla. 37, 4 My
- 4123 Physicians not graduates who have practised in state 15 years to be licensed. Fla. 36, 27 My
- 4124 State board of medical examiners created; license on approval of diploma and examination; rules of examination; may revoke license; unprofessional conduct defined; licenses to be recorded in county; fees. *Reenacting and amending '97 p.97, unconstitutional on account of illegality of passage.* Id. p.345, 3 Mr
- 4125 General law regulating practice of medicine. Repealing '87 p.225. Ill. p.273, 24 Ap
- 4126 Revision of '97, 169 regarding state board of medicine and surgery; changes in fees, bonds, salaries. Ind. 145, 3 Mr
- 4127 Creating state board of registration in medicine; 10 members; may be appointed from lists submitted by the four state medical societies; certificates to persons already registered, holders of diplomas from approved colleges and those passing examinations before the board. Repealing '83, 167; '87, 268. Mich. 237, 13 Je
- 4128 State board of medical examiners created; licenses to graduates of reputable medical colleges of United States, to holders of certificates in other states who have practised five years in this state and to persons passing state examination; graduates of foreign colleges to be examined; temporary certificate good till next meeting; revocation for unprofessional conduct; defining term "practising medicine". Neb. 73, 15 Mr

- 4129 State [formerly also county] medical societies may elect board of censors who shall examine and license practitioners in medicine, surgery and midwifery; applicants may be licensed after presenting diploma and taking examination. Amending Vt.S. §4630, 4633. Vt. 112, 22 N '98
- 4130 Graduates of Canadian medical colleges required to attend one course of lectures and pass final examination of a recognized medical college in United States. Vt. 113, 22 N '98
- 4131 State board of medical examiners established; certificates to graduates of reputable colleges; practitioners of 10 years, last five in Wyoming; all midwives to be examined. Repealing R.S. ch.1 t.34. Wy. 18, 14 F
- 4132 Miscellaneous regulations. Certificate to practise medicine may be refused for certain causes; rules for admitting physicians of other states. Amending '95, 40. Del. 241, 16 Mr
- 4133 State board of medical examiners to examine all applicants for license to practise *who have finished a three year medical course of study*; other amendments to Code v.2 ch.34; '89, 181. N. C. 93, 15 F
- 4134 Unauthorized medicine men not to practise among Indians; unlawful to give mescal bean to Indians. Okl. 12 art.2, 11 Mr
- 4135 Registration, removal or death of physicians to be reported by county clerks semiannually; graduates from outside state to be examined; fines to be paid to state board of medical examiners; materia medica and practice required. Amending '89, 178. Tenn. 148, 6 Ap
- 4136 Additional powers given to state medical examiners; registration of all persons practising July 1, 1897. Wis. 87, 30 Mr
- 4137 Osteopathy. Graduates of osteopathy schools to be granted certificates to practise; but osteopathy is not practice of medicine within the meaning of law. S. D. 118, 6 Mr
- 4138 Graduates of Kirksville, Mo. school of osteopathy may practise; diplomas filed with county clerks. Tenn. 394, 21 Ap

## Dentistry

- 4139 Board of examiners created to examine and license dentists; regulations; fees. Id. p.387, 16 F
- 4140 General law regulating practice of dentistry. Repealing '87, 32. Ind. 211, 6 Mr
- 4141 Generally amending regulations for practice of dentistry (Ann.L.'87 §3339-48). Or. p.202, 20 F
- 4142 Diploma from dental college *not* to qualify for practice; other amendments to '85, 496. Del. 242, 23 Mr



- 4143 Temporary certificate to practise not to be renewed, extended or granted twice; penalty for unlawfully practising not over \$500 [formerly and not under \$25] *nor over 6 months*; any person may pull teeth *without anesthetics, where no regular dentist in place*. Amending R.S. §831-32. Fla. 79, 3 Je
- 4144 Amending '81 p.77 regulating practice of dentistry; fines to be paid to *state board of dental examiners* [formerly common school fund]. Ill. p. 272, 24 Ap
- 4145 Fee for certificate of qualification \$10 [formerly \$5]. Amending P.S.'91 ch.134 §4. N. H. 87, 11 Mr
- 4146 Amending penalty for practising without license (Criminal Statutes '93 §261). S. C. 68, 15 F
- 4147 Practice of dentistry (Vt.S. ch.191) amended as to notice of meeting of board of examiners, examination fee, temporary licenses, compensation of members of board and extracting of teeth by unlicensed person. Repealing Vt.S. §4646 and '96, 100. Vt. 114, 8 N '98

**Pharmacy. Sale of drugs.** (*See also* Local option, 57)

- 4148 **Regulating practice.** State board of pharmacy created; biennial registration of pharmacists; qualifications; examinations; unlawful to conduct pharmacy unless registered pharmacist in charge. Ind. 108, 1 Mr
- 4149 Revision of law as to apothecaries; practice of pharmacy and sale of drugs. Me. 96, 16 Mr
- 4150 Generally amending '85, 147; '91, 104 as to practice of pharmacy. Minn. 34, 3 Mr
- 4151 Generally amending law relating to practice of pharmacy. Wash. 121, 14 Mr
- 4152 Members of board of registration in pharmacy shall serve not over five consecutive years; not over one member to be interested in business in same *councilor district* [formerly city or town]; applicants may be reexamined *after three months*. Amending '96 ch.397 §1. Mass. 422, 26 My
- 4153 Compensation of commissioners of pharmacy amended (P.S.'91 ch.135 §8). N. H. 68, 10 Mr
- 4154 *State* [formerly county] board of pharmacy to receive penalties paid for violation of law relating to the licensing of pharmacists. Amending '93 ch.661 §190. N. Y. 364, 18 Ap
- 4155 Amending requirements for registered pharmacists ('97 ch.28 §2). Okl. 23, 13 Mr
- 4156 Pharmacists having dispensed for five years prior to act exempt from examination. Amending '93 ch.39 §5. Tenn. 285, 22 My

- 4157 Increasing fees of applicants for registration as pharmacists; registration to be renewed *annually* [formerly *biennially*]. Amending R.S.'98 §1719-20. U. 33, '9 Mr
- 4158 Sale of drugs. Morphine, cocaine, etc. to be sold only on physician's prescription. Ari. 52, 16 Mr
- 4159 Revision of Digest '94 §6004-8 as to sale of poisons; *cocaine to be sold only on prescription; phosphorus and morphine* must be labeled "poison;" penalty \$25 [formerly \$5] to \$100; registration of sales repealed. Ark. 147, 8 My
- 4160 Defining term "usual domestic remedies"; poisonous drugs to be sold by general stores in sealed packages only, labeled with pharmacist's registry number. Amending R.S.'98 §1409g. Wis. 289, 28 Ap

## Food. Drugs. Adulteration

(See also Dairy products, 4657)

- 4161 General. General law relative to food adulterations and imitations; office of state food commissioner created. Ill. p.368, 24 Ap
- 4162 General pure food and drugs law; state board of health to enforce; state health officer to be state inspector. Ind. 121, 28 F
- 4163 Food commission created; governor made commissioner; may appoint deputy food commissioner; to test butter, cheese, milk, cider, vinegar, etc.; manufacturers and wholesalers to report monthly; license fees. Neb. 35, 3 Ap
- 4164 Generally amending '95, 122 to prevent adulteration and misbranding of foods; examination by board of agriculture. N. C. 86, 13 F; 369, 3 Mr
- 4165 Analyses to be made of food products on sale in state, or *kept for export*, suspected of being adulterated. Amending '95 ch.235 §4, 5. Ct. 22, 23 Mr
- 4166 Penalty for food adulteration \$25 [formerly \$100] to \$500 or not over 90 [formerly 30 to 90] days or both. Amending '93 ch.193 §19. Mich. 117, 15 Je
- 4167 Unlawful to obstruct dairy and food commissioner, deputy or inspectors, or to refuse to sell samples for analysis. Mich. 167, 23 Je
- 4168 Prosecuting attorney to *render all legal assistance in his power* [formerly prosecute to completion] suits brought by dairy and food commissioner. Amending '97, 154. Mich. 268, 23 Je
- 4169 Use of certain chemicals in food preparations unlawful. Mo. p.170, 11 My

- 4170 State board of health to cause to be analyzed samples of coloring matter designed for use in food products; manufacture, sale or use of poisonous coloring matter forbidden. Amending '93 ch.338 art.2. N. Y. 518, 4 My
- 4171 Dairy and food commissioner to be elected by *electors* [formerly by legislature] for *four* [formerly two] years; food adulteration law amended. '93 p.99. Or. p.46, 16 F
- 4172 Adulterated food to be labeled so as to indicate adulteration. S. D. 89, 28 F
- 4173 Duties of dairy and food commissioner amended (R.S.'98 §2447). U. 41, 9 Mr
- 4174 Defining adulteration of food; dealers to furnish samples for analysis on tender of payment by any person; state dairy and food commissioner; extra compensation \$300. Wash. 113, 13 Mr
- 4175 Candy. Adulterated candy not to be made or sold. Del. 267, 9 Mr; Id. p.398, 16 F; Ind. 156, 3 Mr; N. H. 26, 1 Mr Or. p.45, 16 F
- 4176 Amending Pen.C.'95 §702 relating to adulteration of candy. Mon. p.151, 22 F
- 4177 Beer. Wine. Creating office of inspector of beer and malt liquors; appointed by governor for four years with consent of senate; salary; fees to be paid into state treasury; regulations. Mo. p.228, 4 My
- 4178 Regulating sale of domestic wine; governor to appoint inspector. Ark. 80, 29 Mr
- 4179 Vinegar. Preventing adulteration of vinegar and regulating its sale. Id. p.368, 9 Mr
- 4180 Amending regulations concerning sale of vinegar (R.S.'98 §4284-85). U. 63, 9 Mr
- 4181 Miscellaneous. Weight of flour and meal to be put on bag or package. Del. 270, 23 F
- 4182 Misdemeanor to sell injurious baking powder; ingredients to be labeled on package. Amending '89, 7. Minn. 245, 18 Ap
- 4183 Inspection to prevent shipment and sale of unripe watermelons abolished. Repealing '95 p.188. Mo. p.232, 22 Ap
- 4184 Unlawful to sell adulterated natural fruit juices as pure juices. N. Y. 343, 17 Ap
- 4185 Unlawful to use part of unhealthy animal in preparation of food, or to expose for sale; use for other purposes must be licensed by state board of health. Minn. 175, 11 Ap
- 4186 Fee for beef inspection to be paid by person killing; penalty. Amending '91, 39. Fla. 87, 3 Je
- 4187 Boards of health to regulate sale of horse flesh for food. N. J. 197, 24 Mr

## Public safety

## Explosive substances

- 4188 Railroad commissioners to make regulations for transportation of explosives; notice. Ct. 8, 15 Mr
- 4189 Illuminating oils. **Gases.** Governor to appoint inspector of petroleum oil; deputies; duties; fees. Col. 121, 14 Ap
- 4190 Office of state inspector of oils created; appointed by governor for term of two years; deputies; tests prescribed; adulteration prohibited; fees; monthly reports to auditor. Kan. 170, 6 Mr
- 4191 Revision of law as to inspection of illuminating oils. Mich. 26, 30 Mr
- 4192 Penalty for not labeling gasoline, benzine or naphtha \$100 or 3 months or both; size of letters; state oil inspector to enforce. Amending '89, 146. Mich. 181, 12 Ap
- 4193 Unlawful to adulterate kerosene; or to sell or use illuminating oil giving off combustible vapor under 120° F. unless in reservoirs outside building or in brass 18 inches from flame. Mich. 241, 15 Je
- 4194 Revision of law as to inspection of oils. Tenn. 349, 21 Ap
- 4195 Petroleum inspector in cities of 300,000 to retain no more than \$7000 fees; surplus, if any, to go to state treasury. Amending R.S.'89 §5575. Mo. p.231, 19 My
- 4196 Amending the standard of petroleum oil and gasoline and the regulations concerning their sale and inspection (C.L.'97 §2640-41, 2644). N. M. 12, 16 F
- 4197 Compensation of state oil inspector \$2500 [formerly fees]; deputies to be paid by him; five ports of entry. N. D. 117, 8 Mr
- 4198 Amending '95, 36 relating to manner of testing oils, etc. Okl. 21, 8 Mr
- 4199 Oil inspection fees to be paid to state treasurer quarterly; inspectors in cities to have salary in proportion to population [formerly fees]. Amending '77, 68. Tenn. 13, 23 Mr
- 4200 Persons having oil inspected shall report quarterly to controller of the treasury quantities, fees paid, dates and names of inspectors; 10c a hundred words in report; misdemeanor to neglect. Tenn. 282, 22 Ap

## Boilers. Engines

- 4201 Boiler inspection. **Engineers.** Repealing '93 p.40 creating office of state boiler inspector and providing for examination of engineers. Id. p.180, 9 F
- 4202 General law as to licensing of engineers and firemen. Mass. 368, 12 My

- 4203** In cities of over 1,000,000, boiler inspector is to examine and license engineers; regulations; exceptions. Pa. 50, 18 Ap
- 4204** Stationary steam boilers to be provided with low water alarm, on order of chief factory inspector. Mich. 209, 25 My
- 4205** *Seven* [formerly five] boiler inspectors; *heating plants in residences excepted from act.* Amending '89, 253. Minn. 91, 22 Mr
- 4206** **Steamboats. Vessels.** Inspection of *electric, naphtha, gasoline or* steamboats used for carrying passengers or *freight.* Amending P.S.'91 ch.119. N. H. 56, 9 Mr
- Buildings. Fire protection.** (*See also* Fire department, 2965; Factory inspection, 840)
- 4207** **Architects.** Minor amendments to '97 p.81 prescribing organization of state board of examiners of architects. Ill. p.78, 19 Ap
- 4208** **Buildings. Inspection.** City building inspection law applicable to towns. Amending '94 ch.481 §14. Mass. 139, 11 Mr
- 4209** Inspector of buildings of city may be appointed for term of not more than *two* [formerly one] years. Amending '86 ch.216 §4. N. J. 11, 8 Mr
- 4210** Bureau of building inspection created; general law regulating construction and inspection of buildings in cities of 1,000,000. Pa. 123, 5 My
- 4211** **Fire protection. Escapes.** State insurance commissioner in city of Raleigh and fire chiefs and aldermen in other cities and towns to investigate origin of fires; local officers to report to state commissioner and he may investigate; state commissioner and local officers may inspect buildings and order removal of combustible material or inflammable conditions. N. C. 58, 9 Mr
- 4212** Cities of 300 to 500 may establish fire limits when authorized by two-thirds majority. Wash. 103, 13 Mr
- 4213** School buildings two stories or over to have fire escapes. Cal. 45, 2 Mr
- 4214** Hotels over two stories to have fire escape for every room; annual inspection by chief engineer of fire department. Fla. 90, 2 Je
- 4215** General law relating to fire escapes. Repealing '97 p.222. Ill. p.220, 21 Ap
- 4216** Fire escape regulations; to be enforced by the chief of the department of inspection of the state. Ind. 207, 6 Mr
- 4217** Fire escapes to be provided for certain buildings; commissioner of labor to serve notice on delinquent owners and to supervise construction of fire escapes. Repealing C.S.'97 §3293-96. Neb. 34, 3 Ap

- 4218 Additional fire escapes to be used in buildings three or more stories in hight and accommodating 30 or more persons; inspector. N. J. 162, 24 Mr
- 4219 Rope fire escapes to be provided in all hotels over two stories; iron stairs if over three stories. Tenn. 178, 25 Mr
- 4220 Reenacting law as to fire escapes (R.S.'98 §1636e) [the second of two sections erroneously numbered alike]. Wis. 351, 4 My
- 4221 Fire breaks. Townships in counties of less than 5000 may maintain fire guards to prevent spread of prairie fires; overseer to plow the strips; poll tax may be paid in work on fire guards. Kan. 99, 4 Mr
- 4222 County commissioners, on petition of one tenth of voters, shall levy tax of 5 mills for fire break fund; fire wardens to be paid not over \$3 a day. Amending '91, 93. N. D. 122, 24 F
- 4223 Forest fires. Act relative to fire wardens. Pa. 14, 22 Mr; Wis. 353, 4 My

**Electricians. Wires**

- 4224 State board of electricity created; all electricians in counties of 125,000 to be registered; qualifications; interstate telegraph and telephone employees exempt. Minn. 312, 20 Ap
- 4225 Tags or marks designating owner not required on street railway wires *except feed wires attached to poles carrying wires of other company*. Amending '90 ch.404 §2. Mass. 320, 29 Ap
- 4226 Regulating use of wires over streets and buldings; towns may appoint inspectors. Mass. 337, 4 My

**Miscellaneous**

- 4227 Repealing '83 p. 63 authorizing any city, town or village to protect its site from inundation. Ill. p.102, 24 Ap
- 4228 Superior court has jurisdiction in equity to prevent unlawful blasting. Mass. 242, 10 Ap
- 4229 Persons cutting ice shall put up signals *and barricades; harbor masters, supervisors or assessors shall enforce*. Amending C.L. §11,525-26. Mich. 221, 1 Je
- 4230 Protecting the life saving appliances of humane associations. N. Y. 327, 17 Ap
- 4231 Unlawful, without consent of magistrate, to sell or give an air-gun or spring-gun to person under 12. Amending Pen.C. §409. N. Y. 603, 16 My
- 4232 Unused coal mines and dry wells to be filled up or securely covered; township overseers to cause same to be done after 30 days notice to owner. N. D. 43, 9 Mr

## Trade. Industries. Mining

(See also Trusts and combinations, 1043)

### Domestic trade. Weights and measures

(See also Corporations, 880; Business taxes, 1411; Negotiable instruments, 1671)

- 4233 Exchanges. Boards of trade.** Authorizing incorporation of cotton exchanges, chambers of commerce and boards of trade. Amending R.S.'95 art.642. Tex. 43, 4 Ap
- 4234 Dealing in futures prohibited.** Kan. 77, 4 Mr
- 4235 Commerce.** Amending powers of commission appointed to inquire into condition of commerce of New York city ('98 ch.644 §1). N. Y. 494, 2 My

### Warehouses. Commission merchants

- 4236 Warehouses. Storage of goods.** Regulating storage of grain, flour, wool, etc.; receipts; mixing grades forbidden without consent. '90-91 p.12 reenacted to correct illegality in passage. Id. 7, 2 F
- 4237 General public warehouse law;** office of chief inspector of grain created; warehouses to be licensed; board of commissioners created to consist of territorial secretary, auditor and attorney general; duties. Okla. 27, 10 Mr
- 4238 At places for storing and weighing cotton for pay,** a record must be kept of the cotton and the person for whom weighed. Ala. p.99, 21 F
- 4239 Railroad and warehouse commissioners to be chosen by people** [formerly governor]; term four [formerly three] years. Amending '87 ch.10 §9. Minn. 39, 6 Mr
- 4240 Reenacting '89 ch.192 §5 forbidding warehouse men and their** deputies who are inspectors to deal in tobacco. Tenn. 225, 13 Ap
- 4241 Warehouse receipts issued by owner to himself on goods stored** have same force as those issued to others. Amending R.S.'98 §4425. Wis. 146, 10 Ap
- 4242 General act regulating issue of warehouse certificates.** Wis. 251, 26 Ap
- 4243 Regulating sale of unclaimed baggage in warehouses, stations,** hotels, boarding houses, etc. Ari. 47, 16 Mr
- 4244 All claimants to property held by public warehouse men and** other depositories may be made defendants; holder may retain property till final judgment. Mass. 352, 9 My
- 4245 Grain warehouses and inspection.** Creating board of appeals for grain inspection. Minn. 199, 13 Ap

- 4246 Grist-mills except those doing custom or exchange business are public warehouses. Amending R.C.'95 §1786.

N. D. 126, 21 F

- 4247 Stock yards. Ton of hay sold by stock yard companies must be 2000 pounds; bushel of corn in ear, 70 pounds, and bushel of shelled corn, 56 pounds; price must not be more than twice the *wholesale* [formerly retail] price.

Kan. 36, 6 Ja

- 4248 Commission merchants. Licensing and regulating commission merchants; creating state board of inspectors of commission merchants.

Ill. p.364, 24 Ap

- 4249 Commission men and brokers to be licensed and give \$5000 bond.

Mich. 251, 15 Je

- 4250 Regulating commission merchants; licenses; bonds for consignors' benefit, amount to be fixed by railroad and warehouse commission.

Minn. 225, 14 Ap

- 4251 Fixing commissions and charges for selling leaf tobacco on the floor of warehouses.

S. C. 63, 2 Mr

- 4252 Commission merchant selling tenant's crop to pay debt to himself is liable as purchaser to person entitled to the rent.

Tenn. 22, 24 F

#### Weights and measures

- 4253 General. Person who, without previous agreement, requires more pounds for a bushel than is prescribed by law guilty of misdemeanor.

N. Y. 515, 4 My

- 4254 Sealers. Public scales. State secretary to be ex officio state sealer of weights and measures; county auditor to be county sealer of weights and measures; testing; fees; weight of standard bushel. '90-91 p.204 reenacted to correct illegality in passage.

Id. p.142, 9 F

- 4255 Revision of laws relating to sealers.

Me. 58, 11 Mr

- 4256 Generally amending law relating to public weighers (R.S.'95 t.90).

Tex. 155, 27 My

- 4257 Amending 85,144; '91, 99 relating to state weighmasters of grain; certificates of weighmaster to be conclusive evidence. *Minn. 130, '93. Partly void.* In so far as the act seeks to make such certificates of weight conclusive it deprives a person of his day in court to vindicate his rights. *Vega S. S. Co. v. Consolidated elevator co. 77 N. W. 973.*

- 4258 Amending appointment of public weighers (G.L. ch.167 §21-22).

R. I. 611, 24 F

- 4259 Sealing of weights and measures amended (G.L. ch.167 §12, 16).

R. I. 615, 28 F

- 4260 State, city and town sealers to be special constables. Amending G.L. ch.167.

R. I. 669, 24 My



- 4261 **Special commodities.** Fee for weighing cotton in cities or towns 10c a bale, except October to January 5c. Ark. 83, 29 Mr
- 4262 Providing penalty for violation of '95 ch.321 §6 relating to weight of bushel of grain, etc. Ct. 149, 1 Je
- 4263 Fixing dimensions of bushel tub for measuring oysters. Del. 248, 23 F
- 4264 Beets for shipment to sugar manufactory may by agreement be weighed at station of shipment by person appointed by commissioner of agriculture. Amending '97 ch.500 §75. N. Y. 101, 17 Mr
- 4265 Fixing dimensions of standard barrel of apples; barrel of potatoes to be 174 [formerly 172] pounds. Amending '96 ch.376 §9. N. Y. 317, 17 Ap
- 4266 Fixing size of quart, pint and half-pint packages for measuring small fruits; smaller packages to be marked short. N. Y. 509, 3 My
- 4267 Wheat to be measured only in standard half-bushel stroked with square straight stick; custom mills exchanging flour for wheat excepted. Tenn. 283, 22 Ap
- 4268 Cord of hemlock bark weighs 2240 pounds. Amending R.S.'98 §1665. Wis. 282, 27 Ap

**Trade marks. Union labels**

- 4269 Protecting corporations and associations of workmen in the right to exclusive use of trade marks, labels, etc.; to be filed with secretary of territory. Ari. 19, 6 Mr
- 4270 Forbidding use of counterfeit trade marks, labels, etc.; marks may be filed with secretary of state; regulations; penalties. Col. 154, 10 Ap
- 4271 Protecting labor organizations in the exclusive use of their seals and labels; labels may be filed. Del. 266, 8 Mr
- 4272 Trade marks, labels, etc. may be recorded with secretary of state; counterfeiting or unauthorized use of labels and marks forbidden; penalty. '97 p.123 reenacted to correct illegality in passage. Id. p.316, 18 F
- 4273 General law for regulation and protection of trade marks. Vt. 158, 22 N '98
- 4274 Trade marks and union labels filed with secretary of state; protection of owners' rights. Wy. 5, 7 F
- 4275 Misdemeanor to obliterate trade mark. Cal. 71, 9 Mr
- 4276 Misdemeanor to sell package bearing another's trademark, or to refill without consent. Cal. 87, 14 Mr
- 4277 Unlawful to counterfeit trade marks, labels, trade names or forms of advertisement, or to use such imitations, or display genuine marks without authorization. Ga. p.108, 20 D '98

- 4278 Minor amendment to '91 p.202 protecting labels and trade marks of workmen's unions. Ill. p.367, 22 Ap
- 4279 Court may issue warrants to search for counterfeit trade marks, dies or plates or fraudulently stamped goods. Amending P.S. ch.212 §2. *Firm or corporation* may adopt trade mark; misdemeanor to sell or possess counterfeit or plates or dies of trade mark. Amending '95, 462. Mass. 359, 11 My
- 4280 Amending P.C.'95 §3161-62 relating to recording of trade marks; *secretary of state* [formerly general recorder of marks and brands] to keep record. Mon. p. 103, 25 F
- 4281 Trade mark law (Ann.L.'87 §1804) amended so as to include use of empty or second hand packages with intent to deceive. Or. p.94, 17 F
- 4282 Bottles, barrels, etc. Trade marks and devices for use on bottles, siphons and boxes to be filed with clerk of superior court and state secretary; penalty for unlawful use; search warrant; presumptive evidence. Repealing '95, 93. Ct. 201, 20 Je
- 4283 Makers and venders of mineral waters, beer, ale, etc. in bottles to be protected in exclusive use of brands and marks; registry. Del. 268, 26 Ja
- 4284 To protect manufacturers, bottlers and dealers in ale, porter, lager beer, soda, mineral water and other beverages from loss of casks, bottles, boxes, etc.; mark or stamp may be filed with secretary of state; owner may secure search warrant. Ill. R.S. ch.140, '74. *Unconstitutional*. Special legislation in that it does not apply to all persons dealing in products requiring casks, bottles, boxes, etc. and it allows an unreasonable search in that it substitutes mere belief of affiant for discretion of magistrate in securing of search warrant. Lippman v. People, 175, Ill. 101.
- 4285 Owners of cans, bottles and other vessels used in trade may record brand or mark; unlawful for others to use marked vessels; search warrant. Repealing G.L. ch.164. R. I. 627, 3 Mr
- 4286 Taking deposit on bottles or kegs not deemed a sale. Amending '95, 144. Minn. 306, 20 Ap

**Legal holidays**

- 4287 Certain days declared legal holidays. N. H. 11, 15 F
- 4288 Legal holidays to be January 1, February 22, July 4, May 30, December 25, labor day, national or state election days, all days recommended by governor or president of United States; if falling on Sunday, next day to be observed; when time for any official act falls on holiday next secular day shall be intended. W. Va. 13, 21 F

- 4289 January 1, December 25 and February 12 declared public holidays. Amending G.S. §7987. Minn. 165, 11 Ap
- 4290 Saturday afternoon a legal holiday. Amending '89, 63. Tenn. 162, 24 Ap
- 4291 New Years day to be legal holiday. Amending '96, 334. B. I. 612, 24 F
- 4292 Labor day. Making the first Thursday in September legal holiday. Amending Code §3784. N. C. 410, 6 Mr
- 4293 First Monday in September made legal holiday. Vt. 51, 26 N '98

Miscellaneous

- 4294 Trading stamps. Trading stamps prohibited. N. H. 60, 9 Mr; B. I. 652, 3 My; Vt. 123, 15 N '98
- 4295 Trading stamp companies to pay \$500 privilege tax in each county; firms using, \$250. Amending '97, 2. Tenn. 27, 3 Mr; 207, 7 Ap
- 4296 Slot machines. Slot machines prohibited. N. Y. 655, 25 My; Or. p.250, 24 F
- 4297 Transient merchants. Bankrupt stocks. Unlawful to traffic in anything, except at regular place of business, within one mile of religious assemblage, fair, picnic, or cemetery during Memorial day exercises. Amending R.S.'94 §2196. Ind. 79, 24 F
- 4298 Amending licensing of transient retail merchants ('89, 82; '93, 31). Pa. 106, 2 My
- 4299 Auctioneers. Brokers. Auctioneers to pay license of \$20 a year or \$5 a month [formerly \$10 a month]. Amending R.S.'87 §1642. Id. p.377, 28 F
- 4300 Auctioneer's license to be signed by city or town clerk [formerly aldermen or selectmen]. Amending P.S. ch.67 §1. Mass. 235, 1 Ap
- 4301 Hawkers and peddlers. License fee increased; other amendment to '93, 83. Ari. 12, 24 F
- 4302 When license of itinerant vendor is lost deposit may be repaid on proof of such loss. Amending '97, 152. Ct. 85, 27 Ap
- 4303 Book agents must procure license; peddlers of pianos, organs, wagons and sleighs exempt; dealers paying \$25 tax on stock may peddle in own town without license. Amending '89, 298. Me. 26, 1 Mr; 129, 17 Mr
- 4304 Any person may sell ice from town to town. Amending P.S. ch.68 §1. Mass. 260, 10 Ap
- 4305 Itinerant jobbers to have licenses in all townships, villages or cities not having ordinance. Mich. 259, 23 Je

- 4306 Itinerant trading defined; unlawful without license wherever same is required; county commissioners and city councils may require licenses. Nev. 89, 14 Mr
- 4307 Town board may not prohibit peddling of dry goods, drugs or articles of food without a license, where all sales are wholly or partly by barter. Amending '98 ch.538 §184. N. Y. 314, 13 Ap
- 4308 Peddler's license fee \$25 to travel on foot, \$100 with one horse, \$150 two or more horses [formerly uniformly \$50]; application in writing; county auditor to keep record. N. D. 118, 24 F. Unconstitutional. Does not state purpose of tax, nor to what the revenue is to be applied. State v. Klectzen, 78 N. W. 984.
- 4309 Peddlers of clocks, farm implements, cooking stoves, vehicles, washing machines and churns to pay annual tax of \$250 in each county where occupation is pursued; other peddlers \$5 to \$10 a year. Tex. 116, 12 My
- 4310 Person going from town to town carrying to sell goods " which are the manufacture of this state " is a peddler; license; regulations. Vt. S. ch.198 '94. Unconstitutional. Imposes a discriminating tax on goods made in the state and in favor of foreign goods; denies equal protection of the laws. State v. Hoyt. 42 A. 973.
- 4311 Peddler must show license at request of treasury agent, *sheriff, policeman, marshal, constable or peace officer*; failure is *prima facie* evidence that no license has been obtained. Amending R.S.'98 §1576. Wis. 52, 23 Mr
- 4312 Correcting error in R.S.'98 §1576 as to refusal to show license. Wis. 351, 4 My
- 4313 Pawnbrokers. Junk and second hand dealers. Corporations may be formed to conduct pawnshops in cities of 250,000; governor and mayor shall each appoint one director; charges and regulations. Ill. p.120, 29 Mr
- 4314 Dealers in second hand bicycles, junk, old metals, etc. to be licensed; weekly statement. Repealing G.L.'88 §183; '93, 161. Ct. 109, 11 My
- 4315 Pawnbrokers to pay license; pawnbrokers, second hand and junk dealers to report daily to chief of police; regulations. Neb. 10, 3 Ap
- 4316 Keepers of junk shops and second hand dealers in cities to keep record of purchases in English; police and detectives to have access to books. Pa. 36, 11 Ap
- 4317 Unlawful to buy or receive junk, rope, iron, brass, etc. from minors and unknown parties. Pa. 143, 5 My
- 4318 Junk dealer to purchase nothing but rags from minor under 18 without parent's written consent. Wis. 41, 23 Mr

- 4319 **Licenses.** Lodging house keepers to be licensed. Ct. 125, 31 My
- 4320 Requiring gypsies to pay license fee under penalty of forfeiture of property. Del. 167, 16 Mr
- 4321 Minor amendment to '95, 101 regarding sale of pork and beef without license. Nev. 19, 28 F
- 4322 Dealers in long cotton, known as sea island cotton, in the seed, to pay license of \$50. S. C. 62, 28 F
- 4323 **Miscellaneous regulations.** Penalty for buying seed cotton between sunset and sunrise not over \$500 *or not over one year.* Amending R.S. §2707. Fla. 76, 22 My
- 4324 Prohibiting publication of lists of debtors; does not apply to fiduciaries and public officers. Me. 112, 17 Mr
- 4325 Misdemeanor for debt collector to wear unusual or striking costume. Mass. 238, 6 Ap
- 4326 Unlawful to sell adulterated linseed oil; packages to be labeled. Mich. 208, 25 My
- 4327 Misdemeanor to make untrue statements in advertisement of merchandise. Mich. 245, 15 Je
- 4328 Regulating sale of white lead and mixed paints, to prevent adulteration: food and dairy commissioner to enforce. Minn. 244, 18 Ap
- 4329 Territorial commerce commission created; wholesale and retail licenses for sale of coal oil required; commission to establish maximum and minimum price. N. M. 50, 15 Mr
- 4330 Cotton bales weighing 300 pounds or over made merchantable. S. C. 61, 15 F
- 4331 Unlawful for news agencies to discriminate against newspapers, or for employee to aid in business of agency refusing to supply. Tenn. 286, 19 Ap
- 4332 Unlawful to carry on business of horse trading on highways within one mile of fair or religious meeting; fine not over \$50. Amending Code '91 ch.149 §22a. W. Va. 61, 25 My

### Arts. Industries

- 4333 **Exposition corporations.** Articles of association of exposition corporations shall state *amount of stock subscribed at date, not less than 10%; total stock need not be taken by original corporators; capital may be increased or diminished.* Amending C.L. §6948. Mich. 1, 24 Ja
- 4334 General law for incorporation of world's fairs and centennial expositions. Mo. p.130, 12 Ap

- 4335 Paris exposition.** Paris exposition commission created.  
Cal. 108, 20 Mr; Col. 122, 12 Ap; Id. p.329, 15 F; Ill. p.380, 12 Ap;  
Nev. 46, 9 Mr; N. H. 142, 11 Mr; N. C. 447, 6 Mr; 694, 8 Mr;  
Or. p. 1131, 18 F; Wy. 92, 21 F
- 4336 Appropriating \$50,000 additional.** Mass. p.587, 25 My
- 4337 Making appropriation for expenses of commission representing the state.** Amending '98 ch.176. N. Y. 553, 9 My
- 4338 Ohio centennial.** Commission for Ohio centennial and Northwest territory exposition created.  
Ill. p. 37, 12 Ap; Ind. 48, 17 F; Mich. 149, 23 Je; Wis. 205, 18 Ap
- 4339 Louisiana purchase centennial.** Submitting constitutional amendment: St Louis may issue bonds for \$5,000,000 to aid centennial; conditions. *Vote November 1900.* Mo. p. 384
- 4340 Submitting constitutional amendment to authorize appropriation from sinking fund for state exhibit at centennial.** *Vote November 1900.* Mo. p.385
- 4341 Pan-American exposition.** Governor to appoint board of general managers of state exhibit; appropriating \$300,000 for building and exhibit. N. Y. 36, 1 Mr
- 4342 Creating exposition commission.** Mass. p.584, 23 My; Wis. 318, 2 My
- 4343 Exemption.** Tanning and tanning extract factories exempted from taxation for six years. N. M. 15, 16 F
- 4344 Cotton manufactories exempt from taxation for 10 years from date of establishment.** Okl. 18, 10 Mr
- 4345 Linseed oil.** Linseed oil to answer tests of United States pharmacopela; boiled oil must have been put to 225° F.; name of oil and name and address of manufacturer to be stamped on vessel; commissioner of agriculture to enforce law; empowered to enter buildings and inspect. N. D. 106, 9 Mr
- 4346 Regulating manufacture and sale of linseed oil, to prevent adulteration or deception.** Wis. 234, 20 Ap
- 4347 Gold and silver ware.** Penalty for deception in articles made in whole or in part of gold or silver or in imitation thereof. Ill. p.138, 24 Ap
- 4348 Wheat and corn products.** Manufactured products of wheat and corn to have name and net weight stamped in letters two inches long on every package. Tex. 167, 5 Je
- 4349 Mills.** Minor amendment to R.S.'89 §7026 fixing rates of toll for mills and millers. Mo. p.302, 21 Mr
- 4350 Repealing R.S.'89 §7033 providing that when public mill is changed to private mill certain privileges are forfeited.** Mo. p.303, 17 My

- 4351 Horseshoeing.** Creating state board of horseshoers' examiners; registration required in all cities of 10,000; certificates to all practising at time act takes effect. Mich. 229, 8 Je
- 4352 Horseshoers** to be examined and registered for practice in *all cities* [formerly cities of 50,000]. Amending '97 ch.415 §180-84. N. Y. 558, 10 My
- 4353** Creating boards of horseshoers' examiners in cities of 20,000; registration and examinations. Wash. 77, 13 Mr
- 4354 Accountants.** Establishing board of examination of accountants; regulations; only holders of certificates to be certified public accountants. Pa. 17, 29 Mr

### Mines and mining

- 4355** Generally amending '95, 93 relating to bureau of mines and duties of commissioner. Col. 119, 10 Ap
- 4356** Increasing powers of state inspector; to collect information relative to mineral resources of state; mines to report annually; may appoint deputies; accidents to be investigated. Amending '93 p.152. '95 p.160 reenacted to correct illegality in passage. Id. p.221, 14 F
- 4357** General revision of laws. Ill. p.800, 18 Ap
- 4358** Creating bureau of mines, mining and mine inspection; governor to appoint two inspectors. Amending '93 p.209. Mo. p.307, 26 Ap
- Location. Ores. Property rights.** (*See also* Liens, 1599; Eminent domain, 1594; Irrigation and water rights, 4474)
- 4359 Mining claims.** Generally amending '95, 42 relating to locating claims. Ari. 14, 2 Mr
- 4360** Repealing law relating to location of claims, '97, 159. Cal. 113, 20 Mr
- 4361** Mining law (R.S.'87 §3100-22) amended as to manner of locating claims and boundaries, and as to location certificates, abandoned claims and assessment work. '95 p.25 reenacted to correct illegality in passage. Id. p.237, 14 F
- Minor amendment. Id. p.440, 13 Mr
- 4362** Location and recording of claims. Or. p.16, 14 O '98
- 4363** Mining claims, *whether quartz or placer*, to be deemed real estate. Amending '98 p.16. Or. p.62, 17 F
- 4364** Amending R.S.'98 §1495-1506, 1537, 990 relating to locating and recording quartz and placer claims. U. 14, 3 Mr
- 4365** Repealing R. S.'98 §1499 requiring \$50 worth of work to be done on claim within 90 days from filing location notice. U. 15, 3 Mr

- 4366 Regulating manner of locating lode and placer claims.  
Wash. 45, 8 Mr
- 4367 Mining claim notices to be recorded with ex officio recorders of counties where situated; recorders of local districts to turn over records.  
Ark. 63, 18 Mr
- 4368 Repealing C.C.P.'95 §404 limiting time within which action for recovery of claims must be begun.  
Mon. p.136, 7 Mr
- 4369 Amending manner of locating and recording lode and placer claims, mill sites and tunnel rights ('97, 89).  
Nev. 77, 14 Mr
- 4370 Claims to be marked by *four* [formerly eight] posts. Amending C.L.'97 §2299; repealing §2309-10, 2288.  
N. M. 57, 16 Mr
- 4371 Secretary of state to collect fee of \$1 for registering notice of claim. Amending '92 ch.683 §26.  
N. Y. 197, 1 Ap
- 4372 Amending contents of location certificate to be filed by discoverer of lode (Ann.S.'99 §2658).  
S. D. 113, 6 Mr
- 4373 Amending width of lode claim and amount of work to be done before filing location certificate (Ann.S.'99 §2657, 2660, 2662).  
S. D. 115, 23 F
- 4374 Property rights. Contracts. Amending R.S.'87 §3131-34, 3140-41 as to obtaining rights of way and easements for development of mines.  
Id. p.350, 9 Mr
- 4375 Contracts relating to prospecting or mining, when recorded to be constructive notice of matters contained in such contract.  
Id. p.366, 7 Mr
- 4376 Regulating tunnels through mining claims belonging to other persons.  
Id. p.442, 15 Mr
- 4377 Mining corporations may dispose of or mortgage their property; protecting dissenting stockholders.  
Mon. p.113, 28 F
- 4378 Ores. Analysis. Fixing fees to be charged for assays by state university; fee of county recorder for recording notice of locating mining claim to be \$1.50.  
Ari. 16, 3 Mr
- 4379 Repealing '87, 100 creating commission to award prizes for methods of reducing ores.  
Nev. 105, 20 Mr

**Miners. Inspection. Safety.** (*See also* Liens, 1599)

- 4380 Inspection. Regulation. State association of miners created; secretary to succeed to powers and duties of state mine inspector; report.  
Kan. 33, 6 Ja
- 4381 Inspectors to be appointed by governor *with consent of senate*. Amending '93 p.209.  
Mo. p.306, 18 My
- 4382 Salary of state inspector to be \$1200 [formerly \$1000]. Amending Ann.S.'99 §127.  
S. D. 112, 4 F



- 4383** Duties of inspectors slightly amended (R.S.'89 §7072).  
Mo. p.307, 17 My
- 4384** Hospitals. Establishing three miners' hospitals.  
W. Va 57, 25 F
- 4385** Repealing '90-91 ch.81 §3-11 vesting in trustees control of state hospital for disabled miners.  
Wy. 15, 11 F
- 4386** Hours. Wages. Eight hours to be a day's work except in emergency, in mines, smelters and reduction works.  
Col. 103, 16 Mr
- 4387** In mines at depth of 200 feet or more, other than coal mines, eight hours to be a day's work.  
Mo. p.312, 11 My
- 4388** Owners of mining claims wishing to employ laborers must first post copies of mortgages.  
S. D. 114, 23 F
- 4389** Special regulations. Establishing standards and tests for miners oil.  
Ind. 144, 3 Mr
- 4390** No blasting in mines during working hours; innermost shots to be fired first; depth of hole for blast in coal mine; not over eight pounds of powder.  
Ind. 167, 4 Mr
- 4391** Mine operators to allow miners to come to the surface to eat.  
Mo. p.309, 8 My
- 4392** A man shall be placed at top of shaft and one at bottom, to answer signals for lowering or hoisting men.  
Mo. p.310, 15 Mr
- 4393** Amending Pen.C.'95 §704 providing that a shaft or a drift, or a cut near city or road must be inclosed by fence or covered.  
Mon. p.149, 28 F
- 4394** Unused coal mines and dry wells to be filled up or securely covered; township overseers to cause same to be done after 30 days notice to owner.  
N. D. 43, 9 Mr

**Coal mines**

- 4395** Inspection and regulations. Regulating coal mining; inspector to be appointed by commissioner of labor, salary \$3; escape shafts in all mines, 300 to 400 feet from main shaft; only competent engineer to operate cages and hoists; cages to have safety catches and covers; 10 only to ride; employees may name check weighman; owner to supply timber for props.  
Mich. 57, 2 My
- 4396** In mines employing not over 20 men owner or operator may, on application to mine inspector, be allowed to act as foreman without examination; certain counties excepted.  
Ala. p.86, 23 F
- 4397** Miners to have certificate of competency from state inspector. Amending R.S.'89 ch.115 art.2.  
Mo. p.308, 2 Je

**4398 Oil.** Explosive oil may be used in bituminous coal mines in approved safety lamps. Amending '93 ch.48 art.8 §4.

Pa. 74, 28 Ap

**4399 Wages.** Repealing R.S.'89 §7058, 7060 making unlawful the payment of coal miners by checks, orders, etc. payable otherwise than in lawful money unless the same are negotiable and redeemable at full value in cash or goods. Mo. p.305, 15 My

**4400** Amending '91 p.183 relating to the time of payment of miners.

Mo. p.305, 3 My

**4401** Miners given lien on all property of operator for wages due.

Mo. p.311, 15 Mr

**4402 Weighing.** Mine owners employing 20 persons shall keep scales and measures, to be tested annually by inspector; coal mined by weight to be weighed before screened. Ark. 102, 10 Ap

**4403** Amending R.S.'89 §7054 prohibiting the screening of coal before being weighed; penalty. Mo. p.303, 3 Je

**4404** Owners of mines to furnish suitable scales for weighing. Amending R.S.'89 §7056. Mo. p.304, 15 Mr

**4405** Mine inspector to test scales and measures every six months.

Mo. p.311, 15 Mr

**4406** Mine operators to retain from employees' wages sum to pay check weighman elected by miners. Tenn. 338, 21 Ap

**4407 Miscellaneous.** Compelling the sinking of escape shafts at coal mines; to be 300 feet from main shaft; regulations.

Kan. 165, 4 Mr

**4408** Self-acting doors may, if approved by inspector, be used in anthracite coal mines. Amending '91 ch.177 art.10 §10.

Pa. 58, 20 Ap

# Petroleum. Gas

**4409** Violation of act regulating boring of gas and oil wells punishable by fine of \$20 to \$200 to which may be added 10 to 60 days in jail for each day's violation [formerly \$200 for each 10 days violation]. Amending '93 ch.136. Ind. 22 F

**4410** Before drilling into oil or gas bearing rock, well shall be cased; abandoned well must be filled 200 feet above first bearing rock; gas must be confined within 10 days; unlawful to burn gas for illumination except in flambeau lights or "Jumbo" burners, to be enclosed in globes in open air; gas must not be burned at derrick between 8 a. m. and 5 p. m. Tex. 49, 29 Mr

## Agriculture

## General. Commissions. Associations

**State supervision and encouragement.** (*See also* Agricultural colleges, 460; Warehouses, 4236; Weights and measures, 4253; Freight, 3916)

**4411 Department.** Joint committee to be appointed to investigate state agricultural department; report to next session.

N. C. 5, 18 Ja; 669, 8 Mr

**4412 Department reorganized;** board of agriculture to have general supervision of agricultural interests, to encourage immigration, to promote the propagation of fish, to report on condition of timber and to enforce laws relative to the sale of fertilizers, seeds and foods products. Repealing '97, 85.

N. C. 377, 4 Mr; 720, 8 Mr

**4413 Reorganizing state board of agriculture;** governor to appoint three commissioners; powers and duties. Del. 216, 6 Ap

**4414 Compensation of chemist of department of agriculture amended** (Code '96 §394). Ala. p.23, 27 Ja

**4415 Meetings of state board amended** ('85 p.19). Col. 83, 4 Ap

**4416 Appointment of state board amended;** series of popular agricultural bulletins to be printed. Amending '97 ch.232 §1, 4.

Ct. 147, 1 Je

**4417 Agriculture department not to contract for erection of buildings.**

N. C. 45, 8 F

**4418 State board to consist of five** [formerly eight] members appointed by governor [formerly included four elected by state agricultural society]. Amending Ann.L.'87 §3151, 3153.

Or. p.208, 20 F

**4419 State poultry association to appoint one member of the state board of agriculture.** Amending '76 ch.96 §1. Pa. 83, 28 Ap

**4420 Fees collected by commissioner of agriculture to be paid to state treasurer.**

Tenn. 6, 27 F

**4421 Commissioner of agriculture to give \$30,000 bond.**

Tenn. 183, 17 Mr

**4422 Board of agriculture to consist of governor, president of University of Vermont and state agricultural college and six** [formerly three] persons appointed by governor. Amending Vt.S. §245.

Vt. 8, 1 D '98

**4423 Experiment stations.** Assenting to provisions of acts of congress passed in 1862 and 1887 granting public lands for establishing agricultural experiment stations. '90-91 p.16 reenacted to correct illegality in passage. Id. p.9, 2 F

- 4424 Establishing agricultural and horticultural experiment station in upper peninsula; \$2500 for buildings. Mich. 114
  - 4425 Experiment station bulletins to be printed by state; \$4000. Mich. c. r. 15, 23 Je
  - 4426 Fruit experiment station established in south Missouri. Mo. p.223, 27 Ap
  - 4427 Horticultural experiment farm to be established in south part of state; commission to determine site. U. 85, 21 Mr
  - 4428 Farmers institutes. Board of agriculture may hold institutes and maintain courses of reading and lectures; may publish farmers institute bulletin annually; institute societies may be organized. Mich. 137, 21 Je
  - 4429 Encouragement—miscellaneous. Generally amending beet sugar bounty ('95, 205); act expires Jan. 1, 1901; not to exceed \$40,000 a year; \$4.25 a ton must be paid for beets containing 12% sugar. Minn. 307, 20 Ap
  - 4430 Minor amendment to regulations for distribution of bounty for sugar beet culture ('97 ch.500 §72). N. Y. 303, 13 Ap
  - 4431 Bounty of 1c a pound on beet sugar grown and manufactured in state; quality and quantity to be determined by president of state agricultural college; factories to be built before Nov. 1, 1901; bounty to continue three years. Wash. 17, 21 F
  - 4432 Regulating sale of clover seed mixed with trefoll. Del. 269, 8 Mr
  - 4433 Vegetable seed packages must show date, place and name of grower. Fla. 93, 19 My
  - 4434 Packages of garden seeds to have year in which grown printed thereon; penalty for violation or false date. Vt. 84, 29 N '98
  - 4435 Hop inspector created. Wash. 100, 13 Mr
- Associations. Fairs**
- 4436 Providing for incorporation of associations to promote the business of growing and handling fruit and farm products. Mich. 35, 12 Ap
  - 4437 Fine for entering fairgrounds without ticket. Amending '83, 5. Ill. p.1, 24 Ap
  - 4438 State. State fair established; to be under control of board of agriculture; site to be selected by board. Mo. p. 208, 19 Ap
  - 4439 State fair located at Lincoln; board of public lands and buildings to select site. Amending G.S.'97 §331. Neb. 1, 30 Mr
  - 4440 State agricultural societies may sell or exchange real estate purchased from county or city taxes, surplus to be invested in other realty in same county or city. Amending '97, 34. Cal. 92, 16 Mr

- 4441** Agricultural society of the state to arrange for annual exhibition of agricultural and horticultural products and of domestic arts. Del. 175, 30 Mr
- 4442** In counties where county agricultural societies do not exist, oldest street fair association may choose three delegates to state agricultural society. Amending '87, 181. Minn. 304, 20 Ap
- 4443** Local. County and district agricultural societies authorized to sell lands and reinvest or divide proceeds after paying debts. Ind. 12, 7 F
- 4444** When new county is formed the agricultural and horticultural corporation of old county may elect to be continued as the joint society of old and new counties. Amending '95 ch.559 §141. N. Y. 104, 21 Mr
- 4445** Support. Aid. Counties may buy lands for fair grounds on popular vote. Minn. 75, 26 Mr

### Soil—drainage, irrigation, fertilizers

#### Drains. Dykes. Levees

- 4446** General establishment. County commissioners may drain swamps on petition of majority of land owners. Fla. 146, 1 Je
- 4447** Generally amending '97, 254 as to construction of drains. 12p. Mich. 272, 23 Je
- 4448** General law for drainage and reclaiming of swamp lands. Repealing '97 p.146. Mo. p.278, 11 My
- 4449** Generally amending '76, 203 relating to drainage of meadow and swamp land by cities. N. J. 50, 20 Mr
- 4450** Authorizing commissioner's courts to establish county systems of drainage; question to be submitted to voters paying property tax. Tex. 64, 11 Ap
- 4451** Providing for location of private ditches and drains; procedure. Wash. 125, 14 Mr
- 4452** If viewers deem land likely to be damaged by ditch and owner refuses to give right of way, same shall be condemned as in case of railroads; land owner to keep ditch cleaned to *proper depth*; *road overseers* [formerly county surveyor] to remove obstructions; holder of lien for ditch on state lands to serve summons on auditor of state. Amending Digest '94 §1205, 1221, 1232. Ark. 181, 8 My
- 4453** Restricting the employment of surveyor by commissioners in laying out ditches; other amendment to R.S.'93 ch.59. Del. 257, 23 Mr

- 4454** Apportionment of cost of public ditch; compensation of engineer. Amending R.S.'94 §5670, 5685. Ind. 213, 6 Mr
- 4455** County surveyor's fees for inspecting drainage of wet lands at rate fixed in estimate, not to exceed \$4 a day. Amending '98, 328. Minn. 274, 18 Ap
- 4456** County commissioners may construct ditches following streams, straighten natural water courses and build dikes; notice of petition to be served on owners in same way as civil summons. Amending G.S. §7793-94. Minn. 347, 20 Ap
- 4457** Minor amendment to Code §1308 relating to draining of lowlands. N. C. 396, 6 Mr
- 4458** Minor changes in procedure in establishing drains. Amending '95, 51. N. D. 79, 17 F
- 4459** **Assessment.** Invalid assessments paid in reclamation districts to be credited with interest on future assessment. Cal. 44, 2 Mr
- 4460** Repealing provision (C.L. §4370) for additional counsel to defend drain tax. Mich. 141, 23 Je
- 4461** Parties assessed for support of drainage canal and failing to pay may be cut off. Amending '89, 380; Code §1321. N. C. 600, 7 Mr
- 4462** Drainage assessments divided into five equal annual instalments. Amending '97, 77. Tex. 142, 20 Je
- 4463** **Repair. Obstruction.** Parts of public ditches within city or town to be kept in repair by marshal; may be converted into sewers. Ind. 196, 4 Mr
- 4464** Land owners to keep public ditches and natural streams free from obstructions. Amending Ann.S. §4306. Ind. 240, 6 Mr
- 4465** Penalty for obstructing water courses. Mo. p.165, 29 Ap
- 4466** Water commissioners of town may repair or enlarge ditch if expense is not over \$500; itemized account to be handed in to town board. Amending R.S. pt.3 ch.8 t.16. N. Y. 111, 21 Mr
- 4467** If two or more persons construct ditch or canal under agreement it is unlawful for one of them to fill it or obstruct it without consent of the higher owners. N. C. 255, 27 F
- 4468** **Drainage districts.** Reclamation districts deemed organized and may sue and be sued on election and qualification of trustees. Amending P.C. §3453. Cal. 10, 14 F
- 4469** Swamp and overflowed land reclamation and protection districts neglecting for five years to use powers may be dissolved by court. Cal. 16, 17 F

**4470 Levees.** *Riding on levee forbidden.* Amending Digest '94 §1722.

**Ark.** 76, 28 Mr

**4471** Amending proceedings for procuring right of way for levees (R.S.'89 §6685). **Mo.** p.298, 29 Ap; 299, 21 Mr

**4472** When right of way for levee has been secured over railroad right of way, railroad must build its roadbed as high as the top of levee. Amending R.S.'89 §6685. **Mo.** p.299, 21 Mr

**4473** Minor amendments to '95, 117 regarding dike districts.

**Wash.** 115, 13 Mr

#### Irrigation. Water rights

**4474 General laws.** Regulating the distribution of water from streams, lakes, etc. for irrigating and domestic purposes; lands may be condemned for ditches; county commissioners to fix maximum charge for use of water; owner of irrigation works to report annually to state engineer. **Id.** p.380, 25 F

**4475** Irrigation law revised; state board of adjudication and control established; consolidation of districts; elections; minor amendments. '97 p.146 *reenacted to correct illegality in passage.*

**Id.** p.408, 6 Mr

**4476** General law relating to water rights; county boards of water commissioners. **Nev.** 97, 16 Mr

**4477** Submitting constitutional amendment governing reservoirs and water rights. *Vote June 1900.* **Or.** p.143, 18 F

**4478** Reservoirs for storing water, and ditches, flumes, canals and pipelines for conveying water, may be constructed to aid in developing mineral lands and furnishing electric power for general purposes; regulations; right of eminent domain.

**Or.** p.172, 18 F

**4479 State supervision.** Large reservoirs not to be built till plans are approved by state engineer; engineer to examine reservoir and withdraw excess of water if unsafe. **Col.** 126, 6 Ap

**4480** Providing for collection and disposition of fees by state engineer.

**Col.** 138, 6 Ap

**4481** Counties to keep state reservoirs in good condition and distribute the water. **Col.** 140, 7 Ap

**4482** Creating office of state engineer; appointed by governor for four years; to collect and give information for irrigating purposes, to inspect dams and reservoirs and to approve plans for proposed dams, etc.; to report on proposals for reclaiming arid lands. '95 p.215 *reenacted to correct illegality in passage.*

**Id.** p.282, 2 Mr

**4483** State arid land grant commission may construct water systems for irrigating land and for other purposes. Amending P.C.'95 pt 3 t.8 art.2 **Mon.** p.53, 13 F

- 4484 Guarantee for construction of irrigation ditches *optional with state board of land commissioners* [formerly \$250 to \$2500]; board may accept good reason for failure; may release contractor and accept his relinquishment of rights. Amending '95, 38.  
Wy. 6, 7 F
- 4485 Superintendent of water division no. 1 to be secretary of state board of control and special land commission; salary \$1500; superintendents of divisions 2, 3 and 4, \$8 a day and expenses.  
Wy. 59, 18 F
- 4486 Local works. Amending C.S.'97 §5529, 5534 relating to levy of taxes for payment of interest and redemption of bonds of irrigation districts; current expenses of the district to be met by tolls or by special assessments, or by both.  
Neb. 78, 31 Mr
- 4487 Minor amendments to '91, '92 relating to irrigation districts.  
Nev. 38, 7 Mr
- 4488 Mayor domos of acequias not to care for or rent lands or alfalfas within ditches under their supervision. N. M. 73, 16 Mr
- 4489 Counties and civil townships and municipal corporations, except cities over 10,000, may issue bonds for water for irrigation and domestic use; limit; vote. S. D. 52, 3 Mr
- 4490 Submitting amendment to constitution authorizing taxation for irrigation in certain counties. *Vote November 1900.*  
Tex. j.r. p.337, 20 Je
- 4491 Authorizing dissolution of irrigation districts.  
Wash. 102, 13 Mr
- 4492 Commissioners of counties on the Arkansas river may on petition appropriate money to protect the counties from injury by the diversion of the river in Colorado. Kan. 98, 4 Mr
- 4493 Companies. Irrigation or canal companies to have same right to condemn lands as railroad companies. Kan. 151, 3 Mr
- 4494 Use of one irrigation canal by two canal companies amended ('91 p.52 §13). Or. p.201, 20 F
- 4495 Water rights. Procedure for changing point of diversion of water rights. Col. 105, 6 Ap
- 4496 Increasing the power of watermasters; district court may adjudicate water rights not included in an original decree. Amending '97 p.56. Id. p.369, 9 Mr
- 4497 District judge to appoint watermaster on petition, if owners fail to elect one, who shall determine the distribution of the water of the stream as allotted by court. '97 p.56 reenacted to correct *illegality in passage.* Id. p.303, 2 Mr
- 4498 Fixing standard for measurement of water rights. Repealing C.C.'95 §1893. Mon. p.126, 3 Mr



- 4499 Eminent domain may be exercised in behalf of aqueducts supplying mines, mills and smelters with water. Amending C.C.P.'95 §2211. Mon. p.135, 7 Mr
- 4500 Commissioner may be appointed to distribute to the parties along a stream the waters to which they are entitled by decree of the court. Mon. p.136, 2 Mr
- 4501 Stored water may be turned into natural channel and then reclaimed; water appropriated by others not to be diminished. Nev. 49, 9 Mr
- 4502 Owners of mill ditches may secure right of way through lands; appraisers. N. M. 61, 16 Mr
- 4503 Holders of lands may have right of way to streams for constructing dams and flumes; rights of prior appropriators not to be impaired; liable for damages; location certificates filed with register of deeds. N. D. 173, 8 Mr
- 4504 Person wishing to build dam to petition court; commissioners to be appointed to assess damages; procedure. N. D. 71, 8 Mr
- 4505 Nonriparian proprietor may condemn right of way for irrigation ditches. Wash. 131, 14 Mr
- 4506 Special regulations. Misdemeanor to take water from canal for irrigation or power. Amending Pen.C. §592. Cal. 110, 20 Mr
- 4507 Penalty for injuring dam not over 20 [formerly five] years or not over \$10,000 [formerly \$500]. Fla. 91, 4 My
- 4508 Unlawful to waste water or to interfere with the overflow of water in streams used for irrigation. Id. p.336, 25 F
- 4509 Amending recovery of damages to acequias or ditches (C.L.'97 §36). N. M. 80, 16 Mr
- 4510 Fine for injuring irrigating canal, wasting or stealing water not over \$200 [formerly \$500]. Amending Pen.C.'95 art.496. Tex. 162, 5 Je

#### Fertilizers

- 4511 Inspection. State chemist authorized to procure samples of any fertilizer offered for sale; misdemeanor to attempt to prevent inspection. Amending '81, 51. Ind. 33, 17 F; 75, 24 F
- 4512 Fertilizers to be inspected; fee for inspection; sale of fertilizers without inspection stamp or tag prohibited. S. C. 65, 7 Mr
- 4513 Providing for analysis of all commercial fertilizers. Tex. 46, 25 Mr
- 4514 Regulating manufacture and sale of commercial fertilizers. Wash. 50, 8 Mr
- 4515 State chemist to make analysis of fertilizers for certain producers for \$1 [formerly \$5]. Amending '85 ch.438 §6. Del. 213, 9 F

- 4516 Repealing '97, 34 requiring inspection of phosphates. Fla. 95, 11 My
- 4517 Expense of materials used in inspecting fertilizers, in recording same and postage on bulletins, up to \$500, to be paid from inspection fees. Amending '90-91 p.143. Ga. p.99, 22 D '98
- 4518 Slightly amending '97 p.115 regarding branding of fertilizers. Ga. p.100, 22 D '98
- 4519 Fertilizer selling for more than \$5 [formerly \$10] a ton to bear printed statement of its composition, etc.; license fee for each brand of fertilizers. Amending '96 ch.955 §1, 3. N. Y. 687, 25 My

## Horticulture. Hindrances to crops

### Horticulture. Diseases and pests

- 4520 State supervision. State board of entomology established with power to make necessary regulations to prevent spread of insect pests and plant diseases; state entomologist to inspect nursery stock, trees, etc.; nursery stock not to be shipped into state without certificate of inspection. Amending '97 p.111. Ga. p.94, 20 D '98
- 4521 Revising law relating to horticulture; state board [formerly single officer] established; district [formerly county] inspectors; regulations. '97 p.109 reenacted to correct illegality in passage. Id. p.122, 10 F  
Amended. Id. p.437, 7 Mr
- 4522 State entomologist ordered to inspect annually all nurseries in the state and to treat trees infested with dangerous insects; all nursery stock shipped into state to be labeled with inspector's certificate or to be inspected by state entomologist. Ill. p.49, 11 Ap
- 4523 Office of state entomologist created; annual inspection of all nurseries between June 1 and October 1; misdemeanor to ship stock affected with San José scale or other diseases; certificate with each package; carriers must hold and report uncertified imported packages. Ind. 138, 1 Mr
- 4524 Fruit experiment station established in south Missouri; manager and inspector to examine trees, etc. for pests; regulations. Mo. 223, 27 Ap
- 4525 State board of horticulture created; appointed by governor; term of office four years; secretary; nursery stock to be inspected and if diseased or infested with dangerous insects to be destroyed; biennial report. Mon. p.36, 17 F

## SUMMARY OF LEGISLATION, 1899

- 4526 Expert entomologist to be employed at Agricultural and mechanical college to devise means of destroying insect pests; appropriation \$5000. **Tex. 9, 25 F**
- 4527 State commissioner of horticulture may appoint county fruit and tree inspector where county commissioners fail to appoint; inspectors may be removed for incompetency or neglect; monthly reports; infected premises must be disinfected in five days *unless inspector extends time*. Amending '97, 109. **Wash. 127, 14 Mr**
- 4528 \$700 may be appropriated annually to state horticultural society. **N. J. 78, 22 Mr**
- 4529 Qualifications and duties of board of horticulture amended ('95 p.33). **Or. p.55, 17 F**
- 4530 **General regulations.** Importer of nursery stock to notify quarantine officer in 24 hours after arrival; addresses of shipper and consignee to be plainly marked; disinfection; stock infested with new species to be returned or destroyed; importation of injurious insects forbidden. **Cal. 76, 11 Mr**
- 4531 Amending penalty for refusal of owner of orchard, nursery, fruit packing house, etc. to comply with directions of county inspector as to pests ('97 ch.55 §7). **Col. 102, 11 Ap**
- 4532 Unlawful to sell or give away diseased nursery stock. **Fla. 153, 3 Je**
- 4533 Unlawful to keep *pear* or other trees infected with yellows, black knot, *peach rosette*, *little peach* or *pear blight* or ship the fruit except plums, cherries and *pears*. Amending '93, 112 **Mich. 100, 1 Je**
- 4534 County commissioners may, after petition, and to prevent introduction of dangerous insects, prohibit importation of fruit. **N. M. 56, 16 Mr**
- 4535 Regulations for protection of fruit and hop industry; spraying; sale of diseased fruit or nursery stock; packing for shipment. **Or. 97, 17 F**
- 4536 Commissioners may be appointed in townships, boroughs or cities to inspect fruit trees, vines etc.; trees diseased or infested to be ordered treated or destroyed; appeal of owner. **Pa. 77, 28 Ap**
- 4537 Appointment and duties of county fruit tree inspector amended (R.S.'98 §1176, 1178, 1181). **U. 47, 9 Mr**
- 4538 Towns and incorporated villages may appropriate for exterminating worms on trees in parks and highways. **Vt. 156, 30 N '98**
- 4539 **Poisons.** Providing for analysis of all commercial poisons. **Tex. 46, 25 Mr**

**4540** Repealing '96, 109 as to use of poisonous substances on fruit trees in blossom; spraying solutions to contain 3 pounds of unslaked lime to 50 gallons of solution. **Vt. 155, 26 N '98**

**4541** Repealing '97 ch.55 §8 forbidding the spraying of fruit trees in bloom with substance injurious to bees.

**Col. 101, 4 Ap**

**4542 San José scale.** Inspection of nursery stock to prevent spread of San José scale. **Wis. 180, 14 Ap**

**4543 Grasshoppers.** Repealing C.S.'97 ch.33 relating to extermination of grasshoppers. **Neb. 36, 22 Mr**

**4544** County commissioners empowered to plow lands to destroy grasshoppers and Rocky mountain locusts; notice to owner; expense a lien on land. **N. D. '95, 9 Mr**

#### Weeds

**4545 Canada thistle.** Penalty for not cutting Canada thistles \$20 [formerly \$25 to \$50]; expense of cutting to be taxed against land; notice to nonresident not required. **Wash. 46, 8 Mr**

**4546** Misdemeanor to allow Canada thistle to grow to a height of 4 inches. Amending R.S.'94 §2234. **Ind. 77, 24 F**

**4547** Amending extirpation of Canada thistle ('89 p.70)

**Or. p.15, 16 F**

#### Noxious animals. Bounties

**4548** Counties shall on petition of one fourth of the voters who are taxpayers [formerly may on petition of one tenth] offer bounties for destruction of certain wild animals. Amending R.S.'87 §1760. '93 p.65 reenacted to correct illegality in passage.

**Id. p.20, 2 F**

**4549** County commissioners to pay bounties on scalps of wolves and coyotes. **Kan. 59, 4 Mr**

**4550** Amending P.C.'95 §3070-72, 3076, 3079 relating to payment of bounty on wild animals. **Mon. p.100, 27 F**

**4551** Scalps of wild animals deposited with justice of peace to be sent to sheriff with statement. Amending '87 ch.31.

**Nev. 45, 9 Mr**

**4552** Counties to levy tax of not exceeding ½ mill on horses, cattle, sheep and goats to pay bounties for killing of wild animals. Repealing C.L.'97 §714, 717, 763-67. **N. M. 38, 15 Mr**

**4553** Counties may levy tax on sheep and also on other property for bounty fund for scalps of wild animals; regulations for payment of bounty. **Or. p.129, 18 F**

**4554** Amending title to '97, 186 for payment of bounties for killing wildcats, foxes and minks. **Pa. 42, 11 Ap**

**4555** Bounty for killing wolves, coyotes and mountain lions; paid by state. **S. D. 8 F**

- 4556 Bounty for wolf, panther or bear \$12; lynx \$5; fox 60c; rattle-snake \$1. Vt. 110, 17 N '98
- 4557 Bounty on wolf poisoned or otherwise killed \$3 [formerly \$5]; on wildcat or lynx \$1 [formerly \$3] *to be paid by county* with equal reward from state. Wis. 45, 23 Mr
- 4558 Increasing bounties for killing wild animals; authorizing associations for payment of private bounties. Repealing '97, 75. Wy. 67, 20 F
- 4559 Bears. Repealing bounty on bears (R.S. ch.30 §5). Me. 13, 17 F
- 4560 Wildcats. Repealing bounty on wildcats ('97, 195). Me. 83, 15 Mr
- 4561 Wolves. Increasing bounty on wolves; *town clerk* [formerly county auditor] to inspect carcass and certify. Repealing '97, 43. Minn. 146, 11 Ap
- 4562 Bounty for gray, "buffalo" or prairie wolf \$2 [formerly \$3]; *for pup wolf \$1; if body of full grown female exhibited with every five pups, \$2 each; skins and skulls to be exhibited.* Amending '97 ch.37 §1-2. N. D. 34, 8 Mr

### Domestic animals

(See also Inhumanity, 104; Racing, 43; Railways—killing stock, 3968)

#### Health. Inspection. Contagious diseases

- 4563 State supervision. Creating office of state veterinarian; to protect health of domestic animals. Cal. 96, 18 Mr
- 4564 Repealing '89 p.43 creating board of live stock commissioners to suppress contagious and infectious diseases among live stock and to protect stock owners. '90-91 p.129 reenacted to correct illegality in passage. Id. p.84, 2 F
- 4565 General law as to diseases among domestic animals; establishing new board of cattle commissioners. Repealing '96, 276; '97, 499; '98, 451, and parts of '94, 491 and '95, 496. Mass. 408, 25 My
- 4566 Office of state live stock inspector created; to investigate diseases; any five freeholders may demand inspection; quarantine. Nev. 110, 22 Mr
- 4567 Live stock sanitary board to investigate causes, treatment, etc. of diseases of domestic animals; appropriation. Pa. 267, 11 My
- 4568 President of state board of health may authorize veterinarian to examine diseased animals; his decision final; may quarantine or kill; fees \$4 a day; appraisers fees \$1; certificates for payment of killed stock not to exceed \$3000 [formerly \$1000] a year. Amending '97, 9. W. Va. 53, 24 F

- 4569 State board of health to cooperate with officials of other states and of United States in protecting live stock against contagious and infectious disease. S. C. 77, 3 Mr
- 4570 Salary of live stock representative on state board of health to be fixed by board, not over \$125 a month. Amending '97, 46. Tenn. 424, 24 Ap
- 4571 **Miscellaneous regulations.** Owner of animal affected with glanders, farcy or rabies to permit inspection; health inspector to notify him to isolate affected and exposed animals. Amending '97, ch.178 §2. Mass. 292, 22 Ap
- 4572 Amending P.C.'95 §2990 relating to tax levy for stock inspection purposes; tax to be [formerly not to exceed] 1½ mills on assessed valuation of stock. Mon. p.97, 6 Mr
- 4573 Animals dying of contagious disease must be buried by owner in 24 hours; contagion presumed till contrary is proven. N. D. 36, 7 Mr
- 4574 Unlawful to ship cattle without certificate of inspection; fee. N. M. 53, 16 Mr
- 4575 To prevent spread of hog cholera and other contagious diseases; owner to burn carcass; misdemeanor to sell carcass or to sell infected swine or drive along highway. Okl. 2 art.1, 9 Mr
- 4576 Owner of animals killed by order of county judge to be paid from general revenue fund amount allowed by *commissioners'* court. Amending R.S.'95 art.4934. Tex. 165, 5 Je
- 4577 **Tuberculosis.** Tuberculous cattle not to be imported; duty of common carriers; examination. N. J. 181, 24 Mr
- 4578 Forbidding dairymen to keep cattle having tuberculosis; dairy and food commissioner to kill such cattle. U. 48, 9 Mr
- 4579 **Sheep.** Creating office of state sheep inspector; appointed by governor; state inspector to appoint deputy inspectors for counties [formerly county commissioners appointed inspectors]. Amending '93 p.79. '95 p.124 reenacted to correct *illegality in passage*. Id. p.184, 9 F  
Amended; state inspector to district the state; deputies to examine all sheep in district twice each year and oftener on written request; diseased sheep to be quarantined and dipped by owner. Id. p.352, 25 F
- 4580 State board of sheep commissioners established; may appoint sheep inspectors to prevent spread of disease. Wy. 26, 16 F
- 4581 Governor may establish quarantine against sheep of localities in other states where disease is epidemic. Id. p.452, 13 Mr

- 4582 Minor amendments to '93, 54 regarding inspection. Nev. 27, 6 Mr
- 4583 Revising the duties of the sheep sanitary board. Repealing C.L.'97 §161-66. N. M. 33, 10 Mr
- 4584 District veterinarian authorized to appoint sheep inspectors in any county where county commissioners fail to appoint. Amending R.C.'95 §1609. N. D. 147, 9 Mr
- 4585 Unlawful for express companies or shippers to send more than four sheep in one shipment without inspection. Or. p.30, 15 O '98
- 4586 Sheep to be inspected for disease before shipment into state. Or. p.170, 18 F
- 4587 Inspectors appointed by state board of sheep commissioners [formerly county commissioners]; bond \$5000 [formerly \$2000]; repealing provisions requiring sheep owner to file affidavit annually; providing for deputy inspectors. Amending '97, 57. Wy. 30, 16 F
- 4588 Hogs. Diseased swine not to be bought or sold or allowed to run at large; carcasses to be burned or buried. S. D. 131, 8 F
- 4589 Horses. Horses to be inspected by sheriff or stock inspector before removal from state. Mon. p. 95, 6 Mr
- 4590 Bees. Foul brood inspector may be appointed by supervisors on petition of 10 beekeepers; powers. Ari. 26, 11 Mr
- 4591 Owner of diseased apiaries to be instructed by agent of commissioner of agriculture how to treat the disease; if, after treatment, bees are not cured, agent is to order destruction [formerly destruction was required in first instance]. Amending '93 ch.338 §80-81. N. Y. 223, 3 Ap
- 4592 Veterinary practice. Law regulating practice of veterinary medicine; state board of examiners created. Ill. p.277, 24 Ap
- 4593 Creating state board; registration and examination. Mich. 191, 10 My
- 4594 Provisions regulating practice do not apply to persons practising castration. Amending R.C.'95 §1620. N. D. 168, 27 F
- 4595 Penalty for practising without registration \$10 to \$25 or 30 to 90 days or both. Amending §1492f. Wis. 82, 30 Mr
- Running. Impounding. Fences**
- 4596 Running at large. Owner who allows cattle to run at large must furnish one bull of good stock for every 25 head. Amending G.S.'83 §1307. Col. 114, 6 Ap
- 4597 Amending R.S.'87 §1240-43 preventing the running at large of stallions. '90-91 p.38 reenacted to correct illegality in passage. Id. p.26, 2 F

- 4598 Horses, cattle, mules or hogs not to be grazed in the state by non-residents and not to be driven from county to county by residents. Amending R.S.'89 §945. Mo. p.49, 29 Ap
- 4599 Repealing '75, 12 prohibiting camels and dromedaries from running at large. Nev. 105, 20 Mr
- 4600 Amending Code §2320 relating to the ranging of cattle. N. C. 494, 6 Mr
- 4601 Provisions as to damage by trespassing animals not to be construed as conflicting with law permitting stock to run at large from November 1 to April 1. Amending R.C.'95 §6153. N. D. 162, 6 F
- 4602 Amending Ann.L.'87 §3383 for the gelding of horses and jackasses running at large. Or. p.143, 18 F
- 4603 Live stock not to run at large in counties of 59,000. Tenn. 23, 17 Mr
- 4604 Vote on adoption of stock law not to be taken oftener than once in two years; commissioners' courts, on petition of majority of electors, to order reelection. Amending R.S.'95 art.5001. Tex. 57, 22 Ap
- 4605 Misdemeanor to *take and use or take up and use another's animal*. Amending Pen.C.'95 art.788. Tex. 179, 5 Je
- 4606 Unlawful to confine bull found at large, for purpose of obtaining service. Wy. 3, 3 F
- 4607 Estrays. Damages. When estrays are found, notice must be published by finder; branding by sheriff amended. R.S.'87 §1362; '99 p.305. Id. p. 397, 6 Mr
- 4608 Security for damages from trespassing animals *to be approved by justice of peace; arrest notice of giving security must be given to holder of stock one day before approval; costs*. Amending R.C.'95 §6156. N. D. 161, 8 Mr
- 4609 Regulating the taking up of stray horses, cattle, etc.; notice; affidavit; fee. Repealing '93 ch.2 art.3. Okl. 2 art.3, 14 Mr
- 4610 Hogs, sheep, goats and cattle not subject to be estrayed unless known as being stray for *four* [formerly 12] months. Amending R.S.'95 art.4968. Tex. 136, 23 My
- 4611 Damages by trespassing swine may be recovered in civil action; if owner unknown, required notice shall be published two weeks. Amending G.S.'91 §2490. Wash. 39, 7 Mr
- 4612 Impounding. Cities over 2500 may impound stock running at large; misdemeanor to drive animals into city for impounding. Ark. 122, 17 Ap
- 4613 County commissioners empowered to establish pounds and elect poundmasters in unorganized or dissolved townships. Amending R.C.'95 §2655. N. D. 121, 9 Mr



- 4614 **Fences.** Petitioners for fencing district shall specify what kind of stock is to be restrained; lawful fence for small stock. Amending Digest '94 §1176. Ark. 103, 10 Ap
- 4615 Misdemeanor to leave open gate erected across highway through overflowed lands. Amending '95, 74. Ark. 180, 8 My
- 4616 Refuse from phosphate works must be fenced to prevent danger to animals. Fla. 94, 2 Je
- 4617 **Wire fences.** Prescribing size, number and arrangement of wires in lawful fence. Ark. 100, 10 Ap
- 4618 Inclosures may be fenced with posts, rails and wire. Amending Digest '94 §3764-65. Ark. 104, 10 Ap
- 4619 Wire fence, without barbs, to be lawful fence. Pa. 111, 2 My
- 4620 Misdemeanor to damage wire fence of another. Tenn. 21, 18 Mr
- 4621 Defining lawful wire fence. Amending Code'96 §2980. Tenn. 332, 21 Ap; 374, 22 Ap

#### Ownership. Sale. Miscellaneous

- 4622 **Branding.** Brands and marks for live stock to be recorded with secretary of state; brand book to be published annually; fee; regulations. Col. 142, 6 Ap
- 4623 State brand and mark committee created; appointed by governor; powers; owners of live stock to have exclusive right to use registered brands. Repealing C.S.'97 ch.51. Neb. 50, 4 Ap
- 4624 Brands in actual use to be recorded with cattle sanitary board; powers of board. N. M. 16, 16 F
- 4625 Misdemeanor to alter cattle brand; district cattle inspector to examine brands before delivery on sale. Fla. 73, 2 Je
- 4626 When sheriff sells an estray he must brand it with a public brand. Amending R.S.'87 §1365. '97 p.76 reenacted to correct illegality in passage. Id. p.305, 21 F
- 4627 Reducing penalties for failure to exhibit brands on hides of slaughtered bovine animals. Amending '85, 39. Nev. 101, 16 Mr
- 4628 Persons offering dressed meats for sale must exhibit the hide; butchers to inspect and record the brands. N. M. 44, 15 Mr
- 4629 Butchers to keep record of branded cattle killed; monthly reports to secretary of state. N. D. 37, 6 Mr
- 4630 Secretary of state's fee for recording brand \$2 [formerly \$1]; record not required to be kept by county register of deeds. Amending R.O.'95 §1538 and repealing §1539. N. D. 108, 8 Mr
- 4631 County clerk to send to state board of live stock commissioners annually lists of stock brands on record. Wy. 21, 15 F

- 4632 **Stealing. Abandoning.** (*See also* Larceny, 2576) Unlawful to ship or drive cattle or horses out of state till inspector examines brands and earmarks; certificate; penalty. Col. 115, 14 Ap
- 4663 Misdemeanor to steal hog, sheep or goat; second offense felony. Fla. 67, 29 My
- 4634 Minor amendments to C.S.'97 §6779 relating to cattle stealing. Neb. 103, 1 Ap
- 4635 Person to whose care live stock is intrusted not to abandon it without notice to owner. N. M. 8, 8 F
- 4636 Persons concealing estrays or lost goods or *altering or defacing brands on cattle* with intent to steal to be *imprisoned not more than five years* or fined not more than \$500, or both [formerly fine of \$10 to \$100]. Amending R.C.'95 §7665. N. D. 46, 7 Mr
- 4637 To prevent shipping or driving stolen cattle from state. S. D. 58, 24 F
- 4638 Butchers to keep record of vendors of cattle slaughtered. Tenn. 18, 24 F
- 4639 **Commercial feed for stock.** Regulating sale of concentrated commercial feeding stuffs; analysis; duties of dairy commissioner. Ct. 219, 20 Je
- 4640 Regulating manufacture and sale of commercial feeding stuffs; license fee; analysis by director of agricultural experiment station. Amending '93 ch.338. N. Y. 510, 3 My
- 4641 Regulating sale of commercial feeding stuffs; analysis. B. I. 631, 3 Mr
- 4642 Experiment station to make one or more analyses annually; inspection tax of 10c a ton for each ton sold; lots or parcels sold to have label giving chemical analysis and name of manufacturer. Vt. 83, 29 N '98
- 4643 Unlawful to adulterate ground grain or feed with oat hulls. Mich. 192, 10 My
- 4644 **Watering stock.** Passage for stock shall be granted to streams and to lakes not surrounded by land of single owner and not under five miles in circumference. Fla. 100, 2 Je
- 4645 **Dogs.** Dog habitually chasing teams, bicycles and persons on highway is public nuisance; complaint; hearing; order to kill. Minn. 286, 19 Ap
- 4646 Dogs killing or wounding sheep may be killed; exception. Amending R.S.'89 §54. Mo. p.176, 29 My
- 4647 Amending C.S.'97 §459 relating to liability of owners of dogs for damages done by them. Neb. 4, 27 Mr
- 4648 Owner to be fined when dog harasses or injures moose, caribou, deer or sheep. N. H. 28, 1 Mr

- 4649 Dogs that will pursue deer not to be allowed to run at large and not to be taken into forest inhabited by deer. Amending '97 ch.390 §44. N. Y. 319, 17 Ap
- 4650 Not to be kept for purpose of hunting deer, moose or caribou; dogs that will follow deer if found running at large in forest and dogs kept for purpose of hunting deer may be killed by any person. Amending '96, 94. Vt. 108, 22 N '98
- 4651 Stealing dog listed for taxes at true cash value is larceny; does not apply where dog has worried or killed sheep. Ind. 123, 28 F
- 4652 Dogs listed for taxation are personal property; larceny. Okl. 12 art.1, 10 Mr
- 4653 Dog tax. License for female dog incapable of producing young \$1.15. Amending '93, 287. Me. 33, 2 Mr
- 4654 All township boards and city councils to appoint dog wardens to collect \$1 to \$3 tax in addition to license fees imposed by ordinances; compensation 25% of collections and \$1 for each dog killed; to provide collars and kill all dogs not wearing same. Amending C.L. §5596-605. Mich. 222, 1 Je
- 4655 Cities and villages of 1000 to 25,000 may levy dog tax of from \$1 to \$3 [formerly \$3 to \$10] (C.S.'97 §1395). Neb. 14, 22 Mr
- 4656 Poultry. State poultry association created; membership; executive board; reports. Amending '93 p.27. Mo. p.42, 17 My

### Dairy products

(See also Foods, 4161)

- 4657 Supervision. Adulteration. State dairy bureau to inspect dairies and factories on complaint; annual reports from dairies of 12 cows. Cal. 136, 22 Mr
- 4658 Revision of laws as to state dairy and food commissioner, and as to milk, butter and cheese. Repealing '91, 11. Minn. 295, 19 Ap
- 4659 Regulating manufacture and sale of dairy products and substitutes; deputy commissioner of agriculture created; salary \$600; brands; licenses for milk dealers; deputy commissioner to be director of farmers institutes. N. D. 72, 9 Mr
- 4660 General act regulating manufacture and sale of dairy products. 11p. Wash. 43, 7 Mr
- 4661 Misdemeanor to add antiseptics to milk, cream, cheese or butter. Minn. 257, 18 Ap
- 4662 State board of agriculture to enforce '95, 115 relating to sale of adulterated butter, oleomargarine and imitation cheese. N. H. 58, 9 Mr

- 4663 Amending penalties for violation of law relating to dairy products ('98 ch.558 §37). N. Y. 435, 25 Ap
- 4664 Dairy cattle not to be fed brewers' malt, vinegar slops, distillery sprouts, etc. U. 34, 9 Mr
- 4665 Imitation butter. Oleomargarine. Imitation butter to be stamped as such; definition; regulation of sale. Id. p.392, 6 Mr
- 4666 Penalty for manufacture and sale of imitation butter as genuine. Mich. 76, '97. *Unconstitutional*. Passed the house without the required enacting clause. *People v. Dettenthaler*, 77 N. W. 450.
- 4667 Revision of law as to oleomargarine. Mich. 147, 23 Je
- 4668 Licensing manufacturers of and dealers in oleomargarine etc.; regulations. Pa. 136, 5 My
- 4669 Grand juries have power in cases of neglect to label oleomargarine; court to specially charge at each term. Amending '95, 101. Tenn. 296, 20 Ap
- 4670 Renovated butter. Process or renovated butter to be plainly marked; district attorneys to prosecute. Cal. 25, 23 F
- 4671 To be plainly stamped on top, side and bottom of original packages and on outside of every retail package. Mass. 340, 5 My
- 4672 Process butter to be plainly labeled. Mich. 254, 22 Je
- 4673 Must be branded. Minn. 94, 23 Mr; Wis. 76, 30 Mr
- 4674 Must be labeled such. Amending '93 ch.338 §27. N. Y. 149, 27 Mr
- 4675 Process or renovated butter to be plainly labeled; dairy and food commissioner to analyse samples; regulations. Pa. 121, 4 My
- 4676 Milk. Borough or city may appoint milk inspector; powers. Ct. 209, 20 Je
- 4677 Milk analysis to be sent in 10 days to party from whom sample was obtained. Mass. 169, 18 Mr
- 4678 Milk containing under 12% of milk solids, or 9% of solids exclusive of fat, or 3% of fat not standard in April to September [formerly August]. Amending P.S. ch.57 §9. Mass. 223, 1 Ap
- 4679 Unlawful to sell milk, skim milk, buttermilk or cream to which water, chemicals or other foreign substance has been added. Mich. 106, 8 Je
- 4680 Measuring glasses used by manufacturers of milk products in testing butter fat in milk purchased to be examined and marked by superintendent of dairy school; no person to manipulate butter fat test without first securing a certificate of qualification from superintendent. Vt. 81, 19 N '98

SUMMARY OF LEGISLATION, 1899

- 4681 Creameries and cheese factories to pay dairymen monthly on basis of actual amount of butter or cheese produced from the milk purchased of each. Vt. 82, 29 N '98
- 4682 Capacity of milk cans to be plainly stamped thereon by county auditor. Wash. 88, 13 Mr
- 4683 Misdemeanor to sell milk from cows diseased, kept in unsanitary condition or fed on distillery refuse, or milk treated with any chemicals except sucrate of lime. Wis. 313, 2 My
- 4684 Dairymen's association. Dairymen's association may gather statistics for annual report; \$300. Mich. 146, 23 Je

Forestry

- 4685 State supervision. Creating permanent forestry commission; commissioner of state land office ex officio a member; term four years. Mich. 227, 7 Je
- 4686 Creating state forestry board; forest reserves designated; board to encourage the growing and preservation of forests. Minn. 214, 13 Ap
- 4687 Creating office of game and forestry warden; appointed by governor; regulations for protection of forests and game; deputy wardens. Amending '93 p.45; '95 p.92. Or. p.132, 18 F
- 4688 Increasing the power of fish and game protectors and foresters. Amending '95 ch.395 §26. N. Y. 533, 5 My
- 4689 Amending payment for land appropriated by state for Adirondack park ('97, 220). N. Y. 619, 17 My
- 4690 Increasing power of commissioner of forestry to buy unseated lands for creating forestry reservation. Amending '97 ch.10 §2. Pa. 81, 28 Ap
- 4691 Bounties. Exemption. Permanent forest reservations to be appraised for taxation at \$1 an acre. Ind. 254, 7 Mr
- 4692 Repealing C.S.'97 §402-3 providing an annual bounty on trees cultivated along section or half-section lines. Neb. 3, 22 Mr
- 4693 Repealing G.S. §366-70 granting bounties for planting forest trees. Nev. 105, 20 Mr
- 4694 Forest fires. Setting fire to woods wilfully, *carelessly or negligently* [formerly maliciously] a misdemeanor. Amending Code '95 v.3 §698. Ga. p.60, 6 D '98
- 4695 Constables of townships and boroughs to be ex officio fire, game and fish wardens; powers and duties. Pa. 14, 22 Mr
- 4696 Fire wardens to be appointed in *certain counties* [formerly in every organized town]; in *other counties on request of supervisors*. Amending R.S.'98 §1636c. Wis. 353, 4 My

- 4697 **Roads and flumes.** On request of *five* [formerly two] *resident* owners of pine lands, temporary highways may be laid out by commissioner of highways and township board; *not to parallel public road nearer than one mile.* Amending C.L. §4148-51.  
Mich. 65, 10 My
- 4698 Providing for laying out temporary logging flumes. Amending §1833-36.  
Minn. 160, 11 Ap
- 4699 County courts may declare an unnavigable stream a public highway for the floating of logs and lumber; may widen or deepen such stream; viewers. Or. p.105, '89. *Void* so far as it authorizes taking of private property of nonconsenting land owner without due notice and hearing. Hood river lumber co. v. Wasco county, 57 P. 1017.
- 4700 Logging or skid roads may, on permission of county court, be constructed on county roads or roads of public easement.  
Or. p.86, 17 F
- 4701 Owners of timber lands may condemn right of way for logging roads or chutes; procedure.  
Wash. 130, 14 Mr
- 4702 **Brands.** Log dealer may adopt stamp brand; recorded in circuit court; injunction to prevent use of others.  
Fla. 77, 24 My
- 4703 **Miscellaneous regulations.** Public custodian of lost timber to receive \$1.50 for each *hewn stick* recovered; for 1000 feet of lumber \$3 [formerly \$1]; has lien on *chains, iron dogs, boats or yauls* recovered. Amending '91, 35.  
Fla. 142, 2 Je
- 4704 Felony to steal timber [formerly maliciously]. Amending '97, 106.  
Tenn. 381, 21 Ap
- 4705 **Turpentine.** Creating naval store inspectors, to grade turpentine and rosin shipped.  
Fla. 98, 31 My
- 4706 Lease of turpentine orchards in certain counties to expire in *January* [formerly April]. Amending '91 ch.154.  
N. C. 114, 15 F

## Game and fish

## General

- 4707 General law.  
Col. 98, 27 Ap; Okl. 15, 10 Mr
- 4708 Revision of law for protection of fish and game except buffalo; governor to appoint fish and game warden.  
Id. p.428, 13 Mr
- 4709 Revising fish and game laws. 28p.  
Me. 42, 8 Mr; 126, 17 Mr
- 4710 Game to be killed only in certain months; county commissioners may, on petition, prohibit killing of game and catching of fish; owner may protect game and fish on his lands.  
N. M. 51, 15 Mr

- 4711 Generally amending fish and game law. Tex. 56, 4 Ap
- 4712 Revising fish and game law. Repealing R.S.'98 §1034-66. U. 26, 9 Mr
- 4713 Revising fish and game law; state warden. Wy. 19, 15 F
- 4714 Commissioner of fisheries and game, term *four* [formerly two] years; to investigate and protect game birds and song birds and introduce foreign varieties; authority to make arrests; give \$2000 bond; salary \$1200 [formerly \$300] and \$10 for assistance in successful prosecutions. Repealing '81, 53. Ind. 31, 13 F
- 4715 Generally amending '97, 221 as to preservation of game and fish. Minn. 242, 18 Ap
- 4716 Repealing P.S.'91 ch.130 §11-13 relating to appointment of wardens by cities and towns; other amendments. N. H. 30, 7 Mr
- 4717 Private parks and lakes may be maintained for fish and game; trespassing forbidden. Id. p.467, 15 Mr
- 4718 Commissions. Officers. Term of commissioners of fisheries and game to begin *July 1* following appointment [formerly began the day of appointment]. Amending '95 ch.46 §1. Ct. 52, 14 Ap
- 4719 County commissioners to recommend appointment of fish and game warden *on petition of 50 taxpayers*; term *two* [formerly four] years. Amending '97, 49. Fla. 121, 3 Je
- 4720 State warden, salary \$2000 [formerly \$1200]; *may appoint chief deputy at \$1500*. Mich. 37, 17 Ap
- 4721 Increasing powers of fish and game protectors and foresters. Amending '95 ch.395 §26. N. Y. 533, 5 My
- 4722 Constables of townships and boroughs to be *ex officio* fire, game and fish wardens; powers and duties. Pa. 14, 22 Mr
- 4723 Fines. Fines accruing from violation of fish and game laws to be placed to credit of fish and game detective fund. N. H. 9, 15 F
- 4724 Informant, except paid deputy, to have half-fines under fish and game laws; half to state. Mass. 360, 11 My

## Game

(See also Noxious animals, 4548)

### General regulations

- 4725 General game law. Fla. 123, 4 My
- 4726 Revision of game laws. Ill. p.222, 24 Ap; N. D. 93, 8 Mr
- 4727 Creating office of game and forestry warden; appointed by governor; regulations for protection of forests and game; deputy wardens. Amending '93 p.45; '95 p.92. Or. p.132, 18 F
- 4728 Game law amended; hunters' licenses; duties of wardens. S. D. 90, 6 Mr

- 4729 Generally amending game law.  
Wash. 138, 14 Mr; W. Va. 22, 22 F; Wis. 311, 2 My
- 4730 Generally amending R.S.'98 ch.62 as to game wardens, hunting licenses, transportation of game. 16p. Wis. 312, 2 My
- 4731 State fish commissioner to be ex officio game warden; supervision of county wardens. Wash. 137, 13 Mr
- 4732 Slightly amending C.S.'97 §6743b, 6743c, 6743d as to hunting, killing and sale of geese, ducks, deer, etc. Neb. 99, 7 Mr
- 4733 Export of certain wild game prohibited. Nev. 6, 16 F
- 4734 Submerged and swamp lands bordering on great lakes set aside as public shooting and hunting grounds. Mich. 171, 23 Je
- 4735 Sunday to be close season for birds and game. Mass. 116, 1 Mr
- 4736 Indians connected with a United States agency not to have in possession or bear firearms beyond limits of their county during close game season. Id. p.361, 28 F
- 4737 Title to game law ('97, 103) amended. Pa. 149, 6 My

## Game animals

- 4738 Large game. Protecting large game. S. D. 91, 4 Mr
- 4739 Deer. Breeders of deer, established three years, may sell; numbered tags on carcasses or parts; reports to game and fish commissioner. Minn. 161, 11 Ap
- 4740 Moose, caribou and deer not to be hunted with dogs; open season *September 15 to November 30* [formerly September 1 to December 31]; number that may be taken amended. P.S.'91 ch.131. N. H. 30, 7 Mr
- 4741 Prohibiting for three years the killing or hunting of deer. N. J. 148, 24 Mr
- 4742 Elk not to be killed or injured for five years. N. M. 69, 16 Mr
- 4743 Unlawful to kill elk from Jan. 31, 1899, to Dec. 1, 1910; after Jan. 1, 1911, open season August 15 to November 1. Or. p.23, 15 O '98
- 4744 Open season for deer having horns *last 10 days of October* [formerly month of October]. Amending '96, 94. Vt. 108, 22 N '98
- 4745 Deer kept in park or enclosure may be killed by owner. Vt. 109, 22 N '98
- 4746 Buffalo. Unlawful to hunt or kill. '97 p.17 reenacted to correct *illegality in passage*. Id. p.294, 16 F
- 4747 Small game. Persons trapping foxes, minks, muskrats, raccoons, beaver or fisher to visit traps every 48 hours. Vt. 107, 19 N '98
- 4748 Unlawful to kill mink, raccoon, skunk or muskrat in September and October. Mich. 201, 11 My



- 4749** Commissioners of birds to enforce law prohibiting killing of rabbits, hares and gray squirrels in certain seasons. Amending G.L. ch.113. **R. I.** 684, 26 My
- 4750** **Rabbits.** Amending G.L.'88 §2530; '97, 95 as to killing of wild hare or rabbit. **Ct.** 60, 19 Ap; 204, 20 Je
- 4751** Owner of enclosed or occupied farm lands may kill rabbits and English hares on premises at any time. **N. Y.** 642, 25 My
- 4752** **Squirrels.** Open season for gray squirrel amended; limiting number a person may have at one time. Amending '97, 95. **Ct.** 188, 15 Je
- 4753** Open season for black and gray squirrels, September 1 to *December 15* [formerly November 30]. Amending '92 ch.488 §49. **N. Y.** 141, 24 Mr
- 4754** **Muskrat.** Repealing law for protection of muskrats. **N. H.** 30, 7 Mr; **N. J.** 81, 22 Mr

**Game birds**

- 4755** **State supervision.** Five commissioners of birds to be appointed by governor; one from each county; may appoint deputies to enforce bird laws. **R. I.** 679, 24 My
- 4756** Licenses to be issued to suitable persons for collection of birds, their nests and eggs for scientific purposes. **Ct.** 62, 19 Ap; **N. J.** 180, 24 Ap
- 4757** **General.** Close season for grouse, quail and spruce hen December 1 to *October 19* [formerly September 30]; for jack-snipe, blue, bill, canvasback, widgeon, pintail, whistler, spoonbill, butterball, sawbill and wild goose *May 1 to September 1* [formerly February 1 to August 31]. Amending '97, 159. **Mich.** 45, 19 Ap
- 4758** Amending law forbidding selling or taking of certain game birds at any time for purpose of sale (Vt.S. §4613). **Vt.** 104, 4 N '98
- 4759** Close season for upland plover and woodcock changed; not more than five quail, woodcock, English snipe, wild geese or plover, to be taken in one day nor more than 20 wild duck. Amending Vt.S. §4612. **Vt.** 105, 26 N '98
- 4760** **Partridge. Grouse. Quail.** Open season for woodcock, grouse and quail amended; limiting number a person may have at one time. Amending '97, 95. **Ct.** 188, 15 Je
- 4761** Grouse, partridge and quail, open season September 15 [formerly 1] to *December 15* [formerly January 1]. Amending P.S.'91 ch.132 §2. **N. H.** 30, 7 Mr
- 4762** Minor amendments to '98 ch.54 §74-76 for protection of woodcock and grouse. **N. Y.** 536, 5 My

- 4763 Close season for grouse or prairie chicken November 15 to July 20; unlawful to kill when ground is covered with snow. Or. p.21, 15 O '98
- 4764 Pheasants. Unlawful to catch or destroy Chinese and English pheasants for five years. Ark. 99, 10 Ap
- 4765 Not to be killed before October 1905 [formerly 1900]. Amending '97 ch.41 §1. Ct. 167, 9 Je
- 4766 Prohibiting for six years taking or killing imported pheasants. Ind. 44, 17 F
- 4767 Prohibiting for three years the killing or hunting of ring-necked pheasant. N. J. 148, 24 Mr
- 4768 Rail. Limiting number of sora or rail to be killed by any one in one day. Ct. 157, 2 Je
- 4769 Pigeons. Doves. Unlawful to kill or detain carrier pigeon. Fla. 145, 3 Je
- 4770 Baiting or killing of baited doves prohibited. Ga. p.107, 6 D '98
- 4771 Lawful to shoot pigeons as test of skill in marksmanship. Amending C.L. §11,740. Mich. 234, 9 Je
- 4772 Unlawful to take or kill mourning-dove. Mich. 238, 15 Je
- 4773 Water fowl. Amending the hunting of wild ducks and geese from vessels (G.L.'88 §2541). Ct. 98, 11 My
- 4774 Misdemeanor to shoot wild ducks from April 1 to October 1. Fla. 120, 2 Je
- 4775 Penalty for hunting ducks or geese on feeding grounds between 7 p.m. and 5 a.m. Vt. 106, 19 N '98
- 4776 Close season for water fowl *March 1* [formerly January 1] to August 15. Amending '97, 52. Wash. 5, 2 F.
- 4777 Close season for aquatic wild fowl *January 1* [formerly May 1] to September 1. Amending R.S.'98 §4563. Wis. 267, 26 Ap
- 4778 Tern. Unlawful to kill. Me. 116, 17 Mr
- 4779 Eagles. Unlawful to kill for three years. N. H. 44, 8 Mr

## Fish

### General

- 4780 General law. Ind. 125, 28 F
- 4781 Revision of law G.S.'97, 165; office of commissioner of fisheries abolished and office of state fish warden created. Kan. 142, 6 Mr
- 4782 Generally amending '97, 285 relating to sea and shore fisheries. Me. 70, 15 Mr
- 4783 General law for propagation and protection of salmon, sturgeon and other food fishes; licensing of fish catchers, packers and dealers; fish commissioner and commission; hatcheries. Or. p.37, 18 O '98

- 4784 General law relating to food fishes. Wash. 117, 13 Mr
- 4785 Prohibiting the catching of white fish or lake trout in Lake Michigan from October 14 to November 30 of each year; prohibiting use of certain nets; prescribing regulations for ship-ping fish. Ill. p.233, 21 Ap
- 4786 Amending P.S.'91 ch.133 for protection of certain fish; unlawful to have in possession on fresh water any floating device for catching fish; abolishing close season for lobsters. N. H. 30, 7 Mr
- 4787 Minor amendment to '98 ch.461 §136 relating to taking of certain fish in Hudson river and other waters. N. Y. 426, 25 Ap
- 4788 Close season for pickerel, pike and wall-eyed pike *March 1 to April 30* [formerly February 1 to April 30]; nets for taking minnows for bait to be not more than 6 feet in length or diameter unless special license is obtained for larger; nets not permitted in waters inhabited by trout. Amending '98 ch.109 §110, '97 ch.326 §145. N. Y. 701, 25 My
- 4789 Amending '95, 245 relating to fishing in Bachelors bay and Albemarle sound. N. C. 310, 28 F; 412, 6 Mr
- 4790 State fish commissioner to appoint two deputy wardens in each county; powers of constable; seize and sell fish unlawfully taken; seize seines and all unlawful devices; Indians subject to fish laws. Amending R.C.'95 §7682. N. D. 91, 8 Mr
- 4791 Fish law amended (Ann.S.'99 §3258, 3263). S. D. 88, 4 Mr
- 4792 State board. Board of agriculture to promote propagation of fish. Repealing '97, 85. N. C. 377, 4 Mr; 720, 8 Mr
- 4793 Generally amending R.S.'95 t.48 relating to fish and oyster commissioner. Tex. 175, 5 Je
- 4794 Office of fish and oyster commissioner created; to inspect fish and oysters caught for sale; to issue licenses. Tex. 112, '95. *Partly void.* §33-34, providing that only citizens and taxpayers of the state may hold licenses to take oysters, are in violation of bill of rights in that they discriminate against nontaxpaying citizens. *Gustafson v. State*, 48 S. W. 518.
- 4795 Fish culture. Establishing branch hatchery in Grand county. Col. 30, 14 Ap
- 4796 Regulating sale of trout artificially raised. Ct. 81, 27 Ap
- 4797 Commissioners on inland fisheries and game may occupy and control Mill pond for fish cultivation. Mass. 107, 28 F
- 4798 Repealing G.S. §766-73 granting public lands to fish cultivators. Nev. 105, 20 Mr
- 4799 Commissioners of fisheries, game and forests may prohibit for five years the taking of fish from waters stocked by state. Amending '95 ch.395 §7. N. Y. 535, 5 My

- 4800 Fish which hinder propagation of game or food fish may be removed from public waters by commissioners of fisheries, game and forest. Amending '95 ch.974 §153. N. Y. 537, 5 My
- 4801 Forbidding pollution of waters used by state hatcheries. Amending '92 ch.488 art.2. N. Y. 729, 26 My
- 4802 Giving consent of state to acquiring by United States of land for fish cultural station. N. C. 10, 26 Ja
- 4803 Establishing salmon hatcheries. Or. p. 75, 17 F
- 4804 Fish and game commissioner to erect state fish hatchery; distribution of ova and fry. U. 25, 9 Mr
- 4805 Trout hatched artificially and grown in artificial pools may be taken and sold between February 1 and end of close season. Amending Vt.S. §4569, 4577. Vt. 96, 8 N '98
- 4806 Private streams with consent of owners and town may be closed and stocked by fish and game commissioners; thereafter to be treated as public waters. Amending Vt.S. ch.189. Vt. 99, 26 N '98
- 4807 Owner or occupant can not recover \$10 forfeiture for fishing on land where notice is posted unless he shall stock waters with trout or other fish artificially hatched or reared. Amending Vt.S. §4626. Vt. 101, 30 N '98
- 4808 Distribution of fish by fish and game commissioners. Amending Vt.S. ch.189. Penalty for misuse of fish received or deceit in application. Vt. 103, 21 N '98
- 4809 Establishing 16 hatcheries; appropriation \$44,000. Wash. 133, 13 Mr
- 4810 Commissioners of fisheries may establish temporary hatching stations and contract for transportation of employees and supplies. Amending R.S.'98 §1497. Wis. 203, 18 Ap
- 4811 Governor [formerly state fish commissioner] to appoint *two* [formerly three] superintendents of hatcheries; salary \$1200 [formerly fixed by commissioner]; repealing '90-91 ch.69 §1 creating office of state fish commissioner. Wy. 36, 17 F
- 4812 Fishways. Mill dams to be provided with chutes for passage of fish from March 1 to June 1. Amending Digest '94 §3429. Ark. 188, 8 My
- 4813 Supreme judicial and superior courts or any justice thereof may enforce orders of commissioners on inland fisheries and game relative to fishways. Amending P.S. ch.91 §4. Mass. 103, 24 F
- 4814 Miscellaneous. Misdemeanor to fish in private pond. Ind. 25, 8 F
- 4815 Misdemeanor to take fish from lakes in cities between November 1 and May 1. Minn. 169, 11 Ap

- 4816 County commissioners may indefinitely extend close season for fishing in waters stocked by others than the state; notice.

Nev. 48, 9 Mr

- 4817 Verbal correction in '97, 35 relating to fishing by nonresidents.

N. C. 52, 8 F

- 4818 Unlawful to sell or to ship game fish caught in state; or to have in possession on one day more than 20 pounds.

Wy. 37, 17 F

### Special modes

- 4819 Forbidding the taking of fish, except with rod and line, near dams in certain streams.

Ala. p.123, 23 F

- 4820 Unlawful to use net, gig or gun for taking fish from fresh water lake; presence in boat with nets prima facie evidence of guilt.

Fla. 127, 3 Je

- 4821 Amending seizure and destruction of illegal fishing devices; amount of reward changed ('96, 91).

Vt. 98, 17 N '98

- 4822 Seining. Repealing '95, 94 prohibiting fishing in certain waters with seines.

Ct. 16, 21 Mr

- 4823 Meshes of nets for fishing in Delaware bay or river to be not less than 2½ inches.

Del. 250, 23 Mr

- 4824 Unlawful to fish with net *between May 1 and November 1 or with mesh under two inches square.* Amending '97, 44.

Fla. 125, 3 Je

- 4825 Unlawful to use *stop net* over 350 yards long; penalty not over \$1000 [formerly \$500] or not over 12 [formerly three to 12] months or both; *finer, one half to person making arrest, one half to county fine and forfeiture fund.* Amending '97, 43.

Fla. 126, 1 My

- 4826 Picnic party may catch fish with net or seine in close season for their own food. Amending '97, 43.

Fla. 128, 3 Je

- 4827 Unlawful to stop streams with *finger trap or fall trap.* Amending '97, 44.

Fla. 129, 3 Je

- 4828 Penalty for setting net within 500 feet of another person's weir.

Me. 103, 16 Mr

- 4829 Amending '97, 151 as to size of meshes.

Mich. 88, 26 My

- 4830 License fee for each fish net in international waters \$25 [formerly \$10]. Amending '95, 206.

Minn. 176, 11 Ap

- 4831 Repealing '98, 451 relating to bounty for destruction of illegal fish nets.

N. Y. 5, 10 F

- 4832 Regulating fishing with nets in Albemarle sound and tributary rivers. Repealing '97, 51.

N. C. 41, 3 F; 130, 21 F

- 4833 Nets having 11 inch stretched meshes may be used for sturgeon fishing in Lake Champlain. Amending Vt.S. §4593.

Vt. 100, 26 N '98

- 4834 Amending Vt.S. §4599-600 and '96, 92 empowering fish and game commissioners to regulate fishing with seine in Lake Champlain and Memphremagog. Vt. 102, 29 N '98
- 4835 Weirs. Repealing G.L.'88 §2513 regulating use of fixed contrivances for catching fish. Amending '97 ch.34 §1. Ct. 111, 11 My
- 4836 Weirs over 2 feet deep must be stripped from June 25 to August 15. Amending '97 ch.285 §35. Me. 92, 16 Mr
- 4837 Set lines. Fishing with set lines in ponds or lakes prohibited between April 1 and December 1. Ct. 193, 15 Je
- 4838 Explosives. Chemicals. Felony to use explosives or poisons; one year's imprisonment. Ind. 25, 8 F
- 4839 Unlawful to use explosives or chemicals. Or. p.199, 20 F
- 4840 Electricity. Electrical devices for killing or stunning fish added to list of illegal devices. Amending '96, 91. Vt. 97, 16 N '98

## Special kinds of fish

- 4841 Unlawful to market lake trout under 1½ pounds, wall-eyed pike or pickerel under 1 pound or cat-fish under 4 ounces. Mich. 88, 26 My
- 4842 Protecting trout, black bass and whitefish. Amending '91, 31; '93, 47; '97, 54. N. H. 21, 1 Mr
- 4843 Regulations for catching of salmon and sturgeon amended ('98 p.37). Or. p.100, 17 F
- 4844 Protecting trout, char and salmon. Or. p.199, 20 F
- 4845 Amending taking of trout, landlocked salmon, or bass under certain lengths (Vt.S. §4578). Vt. 91, 26 N '96
- 4846 Trout. Limiting number that may be caught in one day; penalty. Ct. 53, 14 Ap
- 4847 Taking of trout forbidden between April 1 and July 1 [formerly June 15]. Amending '97, 83. Ct. 93, 11 My
- 4848 Not to be caught except with hook and line. Ct. 94, 11 My
- 4849 Minor amendment to '97, 41 protecting brook trout. N. H. 22, 1 Mr
- 4850 Unlawful to transport more than 12 pounds of trout at one time; penalty amended. '95 ch.974 §109. N. Y. 325, 17 Ap
- 4851 Shad. Herring. Commissioners of fisheries and game may extend season for taking of alewives and shad. Ct. 126, 31 My
- 4852 Amending '97, 90 fixing penalty for fraud in description of shad. Ct. 185, 14 Je
- 4853 Delaware river to be patrolled Sundays during shad fishing season to enforce law. Amending '71, 72. Del. 249, 23 Mr

- 4854** 2¼ inch mesh in pots for herring may be used from September 1 to *December 15* [formerly November 20]. Amending '92, 151.  
Mich. 196, 10 My
- 4855** **Salmon.** Close season except for Columbia river system *November 20* [formerly November 1] to *December 20* [formerly December 15] and April 15 to June 1. Amending '93 p.145.  
Or. p.5, 11 O '98
- 4856** **Sturgeon.** Regulating the catching of sturgeon in Columbia  
Or. p.166, 18 F
- 4857** Unlawful to take sturgeon in *Columbia river or tributaries* between March 1 and November 1, or to take young under 4 [formerly 3½] feet long, at any time; *use of Chinese sturgeon lines in waters of state prohibited.* Amending '97, 73. Wash. 135, 13 Mr
- 4858** **Pickarel. Pike.** Law protecting small pickarel amended ('95, 269). Ct. 168, 9 Je
- 4859** Wall-eyed pike or pike perch, close season *January 1* [formerly April 15] to *May 1* [formerly June 15]. Amending Vt.S. §4579.  
Vt. 95, 19 N'98
- 4860** **Smelt.** Close season April 1 to *September 1* [formerly October 1]. Amending '97 ch.285 §32. Me. 31, 1 Mr
- 4861** **Sucker.** May be caught with hooks from December 1 to March 1.  
N. J. 65, 21 Mr
- 4862** **Bass.** Salt water striped bass not to be taken less than 8 inches in length; striped bass not to be taken with nets in Hudson river from March 31 to July 1. Amending '95 ch. 974.  
N. Y. 611, 17 My

### Shellfish. Lobsters. Terrapin. Sponges

- 4863** **Shellfish.** General supervision of the shellfish industry; commissioners appointed; powers and duties; licensing and taxing of vessels; annual report. N. C. 19, 2 Mr; 20, 8Mr; 21, 8 Mr
- 4864** Repealing '98, 99 for protection of oysters and clams in Delaware bay and Maurice river cove. N. J. 96, 22 Mr
- 4865** **Oysters.** State oyster commission created; to appoint superintendent; powers; licenses to vessels to engage in oyster business; lease of lands under tidal waters for oyster cultivation; regulations. N. J. 194, 24 Mr
- 4866** Protecting natural oyster-seed grounds; commissioners appointed; regulations. N. J. 56, 21 Mr
- 4867** Unlawful to remove seed-oysters from their grounds; exception. N. J. 49, 17 Mr
- 4868** Protecting oyster industry along shores of Delaware bay and Maurice river cove. Amending '97, 184. N. J. 123, 23 Mr

- 4869 Amending '94, 43 forbidding dredging for oysters in certain part of Delaware bay; exception. N. J. 149, 24 Mr
- 4870 Amending '97, 13 relating to protection of oyster industry. N. C. 18, 28 F
- 4871 Extending the territory over which '97, 13 for protection of oyster industry applies. N. C. 262, 27 F
- 4872 Amending G.L.'88 §2318 relating to filing of application for oyster grounds and of objections to granting application. Ct. 152, 1 Je
- 4873 Penalty for dredging oyster ground without permission of owner. Ct. 154, 1 Je
- 4874 From *October 1 to April 15* [formerly September 1 to May 1] oysters taken shall not contain over 3% of culls and oysters under 3 inches long. Amending '93, 100. Fla. 134, 17 My
- 4875 Charts of United States geodetic survey to be evidence [formerly conclusive] of situation of natural oyster beds. Amending Code '95 §1700. Ga. p.47, 22 D '98
- 4876 Unlawful to gather oysters from June 15 to *March 15* [formerly October 31]. Amending '95, 31. Wash. 134, 13 Mr
- 4877 Lands below extreme low tide, not natural oyster beds and not in front of city nor two miles each side, are subject to 20 year lease for oyster planting; present occupants to have preference. Wash. 136, 13 Mr
- 4878 Clams. Cities may regulate taking of clams. Amending R.S. ch.40 §25. Me. 11, 15 F
- 4879 Canning, packing, barreling or shipping clams forbidden from June 1 to September 15. Me. 52, 9 Mr
- 4880 Unlawful to take or sell certain sized clams. Amending '46 p.179 and repealing '95, 314. N. J. 138, 24 Mr
- 4881 Lobsters. Lobsters to be measured *without stretching, on gage with cleat at each end 10 1-2 inches apart*; penalty for taking short lobsters \$1 [formerly \$5] each, recovered in action of debt brought by commissioner of sea and shore fisheries, who may settle cases. Amending '97, 285. Me. 81, 15 Mr
- 4882 Penalty for sale of lobsters under size amended ('95 ch.974 §192). N. Y. 188, 31 Mr
- 4883 Terrapin. Reenacting with amendment Code §3377 relating to protection of diamond-back terrapin; repealing all previous amendments. N. C. 582, 7 Mr
- 4884 Sponges. Repealing '97, 50 regulating and encouraging sponge culture. Fla. 136



## CONSTITUTIONAL AMENDMENTS

1898-99

The references are to the marginal numbers in the body of the bulletin, where the amendments are summarized. The column of amendments proposed includes both those submitted to future vote of the people and those referred to the next session of the legislature, as is required in a number of states.

	Adopted	Rejected	Proposed		Adopted	Rejected	Proposed
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<sup>a</sup> Submitted as one amendment.

<sup>b</sup> Not repassed by legislature of 1899.

<sup>c</sup> Submitted November 1899 but vote has not been canvassed.

## NEW CONSTITUTIONS

**Alabama.** The legislature at its regular session voted to submit the question of holding a constitutional convention to popular vote but opposition having developed to a general revision of the constitution an extra session was called by the governor and the act submitting the question to vote repealed.

**New Hampshire.** The question of holding a constitutional convention will be voted on in November 1900.

**Rhode Island.** A revised constitution was submitted to the people by the legislature in 1898 and again in June of the present year but both times was rejected. The vote this year was very light. The provision in the proposed constitution for an educational qualification for voting had much to do with its defeat.

**ABSTRACT OF STREET RAILWAY TAX LAWS<sup>a</sup>**

**Alabama.** Taxes are levied on all property, real and personal. Taxes on capital stock may be levied either on the corporation or the shareholder, but property otherwise taxed to the corporation may be deducted. A license tax is imposed by the state.

**Arkansas.** Municipal taxation is levied on all property; stock of the company not being taxable in the hands of the holders.

**California.** All property, including franchises, is taxable, but shares of stock are not assessed at all. Corporations doing business in a city may be required to pay a city license tax.

Franchises in the streets were formerly granted by direct act of the legislature, but now only by the local authorities. Franchises for street railways must be sold at public auction, after due advertisement, and are awarded to the person or corporation offering the greatest percentage of the gross earnings. No franchise which has expired can be renewed unless advertised for sale, but this sale can not be made till within one year of the expiration of the old grant. The minimum rate which may be accepted is .3%, but no tax can be imposed during the first five years.

**Colorado.** All property is taxed; shares and bonds owned by individuals exempt.

**Connecticut.** All property is taxable where located; stock owned by individuals exempt.

**Delaware.** Tangible property of company is taxable; stock and bonds exempt. Special forms of taxation are inserted in the charters of some companies.

**District of Columbia.** Real estate is taxed as to an individual, and in lieu of all personal taxes 4% of the gross earnings is collected.

**Florida.** Tangible property is taxed in the same manner as that of individuals. Stock and bonds are taxed as personal property, and if a tax is paid by the company they are not taxed to the holder.

**Georgia.** If companies do not pay a tax on their stock, the stock is taxed in the hands of the holders.

**Idaho.** The property of a company is taxed to the company in the same way as that of an individual.

**Illinois.** All tangible property is subject to taxation, as is also the fair cash value of the stock, including the franchises, over and above the assessed value of the tangible property.

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<sup>a</sup> This abstract was prepared by the sociology division in response to numerous inquiries for information relative to the franchise tax laws of other states during the consideration of the franchise tax bill of 1899. It has been compiled from the report of the Massachusetts special committee appointed to investigate the relations of cities and towns to street railways, 1898, but has been brought down to date by including laws passed in 1898 and 1899.

The legislature has the power to fix license fees or may authorize their establishment by cities and towns, and these fees are exacted from street railways in Chicago in the shape of a license on the cars employed.

**Indiana.** All property must be taxed at its true cash value, and franchises and privileges are to be assessed as personal property.

**Iowa.** Taxation of real and personal property is the same to a corporation as to an individual. Stock is taxed in the hands of the holder.

**Kansas.** The tangible property of all companies is taxable, and also the market value of the stock over and above the value of the tangible property. This tax is paid by the corporation, and stock in the hands of the holder is exempt.

**Kentucky.** Real and personal property assessed at its actual value. In cities of first and second class franchises are taxed; value of capital stock less value of tangible property is taken as value of franchise. License taxes are laid on street cars in some cities. A municipality may not grant a franchise except after due advertisement and the receipt of public bids, when it may award the same to the highest or best bidder, but has the right to reject any or all bids.

**Louisiana.** Real and personal property assessed by state board of appraisers.

Grants in the streets must be made by the local authorities, and may be either awarded at public sale or according to the terms imposed by the local authorities and set out in a notarial contract. These terms may require a payment to the city and may specify the amount and manner of payment.

**Maine.** Buildings and personal property are taxed by the municipalities and a state tax of .1% is laid on the gross transportation receipts if the same do not exceed \$2000 a mile, and .1% additional for each additional \$1000 or fractional part thereof a mile. A share of the expenses of the railroad commission is also assessed to the street railways.

**Maryland.** Real property is taxed in the county where located, but stocks and bonds are not taxed to the owners in Baltimore if the corporation is located in the city. The state determines the actual value of the stock and deducts from it the assessed value of real property, and the residue is taxed by the state for state purposes. Taxes may be assessed to the company on stock held by nonresidents, and must be paid by the company, and may by it be charged to the stockholders. A state tax of 1% is also levied on the gross receipts of transportation companies, and in Baltimore a special tax of 9% on gross earnings is laid for the maintenance of parks. The park commission of Baltimore is given authority to inspect at any time the books, accounts and fare registers of the city railroads, and any employee of the road found guilty of making false returns in relation to the gross receipts is liable to fine or imprisonment or both. In addition, a license tax is laid on cars, and all license taxes are credited to the account of street paving.

**Massachusetts.** The real estate and machinery of the companies are taxed where located, but rails are not taxed. The difference in value between the market value of the stock of a corporation and the assessed value of the taxable property is taken as the valuation for taxation of the franchise; this tax is assessed and collected by the state and apportioned among the various cities and towns.

In return for the repeal of the law requiring companies to remove from the streets snow displaced in clearing their tracks and to pave and keep in repair the portion of the streets between their tracks, the legislature of 1898 imposed a special tax on the profits of roads paying dividends exceeding 8% and which since they began operation have paid dividends equivalent in the aggregate to 6%, together with a gross receipts tax on all roads varying from 1% to 3%.

**Michigan.** Real property is taxed at the place of location of the principal business office and stock is taxed in the hands of the holder. In Detroit special taxes are laid on the gross earnings at variable rates.

**Minnesota.** Real property is taxed where located, and personal property is taxed in the principal place of business; stock is taxed in the hands of holders.

In St Paul and Minneapolis a license tax is laid on the cars, and the local taxes in St Paul by ordinance are made to equal 3% on the gross earnings, but the real estate tax is deducted from the 3%.

**Mississippi.** Taxes are assessed on actual property and stocks are taxed in the hands of holders. A privilege tax of \$25 is laid by the state on each company.

**Missouri.** The property of the company is taxed where located, and shares of stock are exempt. A return must be made to the state auditor, showing the length of road and all property owned, and from this the state board of equalization fixes the taxable value.

Power to open the streets is granted by the local authorities, under such terms and conditions as may be established; and if municipal officers so desire, franchises for street railways may be sold to the highest bidder, or a per capita tax on the passengers transported, or an annual tax on the gross receipts of such railway, or on each car, may be imposed.

**Montana.** Property is taxed where located, and a license tax of \$50 a quarter is imposed on all street railways located in towns of 4000, and of \$25 in all towns under 4000.

**Nebraska.** The stock and franchises of a corporation are taxed where the principal place of business is located.

**New Hampshire.** Street railways must pay to the state an annual tax on their total property at the average rate of taxation on property throughout the state, in lieu of all other taxes.

**New Jersey.** Real estate and personal property are taxed where located. The state assesses taxes on street railways in various ways. A certain amount of tax is collected through the towns, and for this purpose only the real estate of such corporations is taxable; in addition, a street

railway company must pay direct to the state a tax based on its rate of dividend; and, finally, each company must pay to the state a tax of  $\frac{1}{2}\%$  on its gross earnings. These taxes are called in the law franchise taxes. A municipality has no right to impose a tax under color of a license fee; it has power to exact license fees, but they must be for the purpose of regulating, and can not be used either as a means of prohibiting the use of the franchise or for the purpose of raising a revenue.

**New York.** In cities of more than 1,250,000 inhabitants the franchise must be sold at auction, and granted to the company bidding the largest proportion of the gross receipts.

All roads built after 1884, in cities of 1,200,000, must pay, for five years, 3% on the gross receipts, and afterward 5%; and any road building extensions must pay on such proportion of receipts as the length of the extension bears to the entire length of the road. Local authorities in other cities and towns are given the right to include as a condition for consent the payment of a sum not to exceed 3% of the gross earnings.

A state franchise tax, amounting to  $\frac{1}{4}$  mill on each dollar of valuation for each 1% of dividend, must be paid; but if the dividend is less than 6%, then this franchise tax is  $1\frac{1}{2}$  mills a dollar. In addition, street railways must pay to the state annually 1% on gross receipts, and 3% on all dividends in excess of 4%.

*Franchise tax law of 1899.* Franchises to be considered "real estate" for purposes of taxation. Value of franchise to include value of all tangible property in any street or public place and to be determined annually by state board of tax commissioners. All special taxes paid by companies to the communities to be deducted from the franchise tax. Other street railway real estate to be assessed as formerly by the local assessors.

**North Carolina.** Real and personal property are taxed where located, and a company is allowed to deduct its debts from its solvent credits, and is liable to taxation only on the balance.

**North Dakota.** Real and personal property, including the franchise, are taxable where the principal business office is located.

**Ohio.** Real and personal property are taxed the same as to individuals, and an excise tax of  $\frac{1}{2}\%$  is levied by the state on the total value of the stock. By ordinance license taxes are laid on street railways in various forms. Permission to use the streets is granted by the local authorities by ordinance, and can only be given, after due notice by publication, to the person or corporation agreeing to carry the passengers at the lowest rate of fare. Grants may require a payment to the city of a certain sum a lineal foot of each car run on the route or of a percentage of gross earnings, or both.

**Oregon.** Real estate and personal property are taxed where located, and stock is taxed in the hands of holders.

**Pennsylvania.** Real and personal property are taxed where located. A state tax is levied on the value of the capital stock, at the rate of 5

mills on its actual value. Bonds and mortgages are taxed to the holder, at the rate of .4% on the par value; but the companies are required to deduct this amount from the interest as paid and pay the same to the city treasurer, so that they are practically taxed to the company. A tax of 6% on dividends in excess of 6% on the paid in cash capital is levied by the cities, and they are also allowed to levy a license tax on all cars used by street railway companies.

**Rhode Island.** Real and personal estate is taxed where located and an individual stockholder is taxed on the difference in value between the market value of his stock and the amount a share at which the property of the company is taxed.

The legislature of 1898 passed an act applying only to such roads as accept its provisions prior to Oct. 16, 1899. After such acceptance the act forms a contract that can not be altered without the consent of both parties. In return for some concessions and in lieu of all other special taxes except those at the time imposed by cities and towns, a state tax of 1% is imposed on all companies paying a dividend of 8% or less; companies paying a dividend exceeding 8% are required to pay an amount equal to the excess of such dividend over 8%.

**South Carolina.** Real and personal property are taxed where located, and certain municipal corporations are also authorized to impose a license fee.

**South Dakota.** Real and personal property are taxable; the personal property in the place where the principal place of business is located; the tracks of a street railway company are held to be personal property.

**Tennessee.** Street railways are assessed on the full value of their capital stock and bonded debt. A privilege tax may also be levied on corporations using the streets, fixed for street railway companies at \$350 a year, in cities or towns of 30,000, at \$150 a year in cities or towns from 8000 to 30,000, and at \$50 a year in cities and towns under 8000. The consent of the local authorities must be obtained for the use of the streets, and they may prescribe such conditions as they deem proper.

**Texas.** The tax on real and personal property of street railways is the same as that on property in hands of private holders. Stock is taxed in the hands of holders.

The use of the streets must be granted by the local authorities, and cities and towns may regulate the service and rates to be charged, and may also require the payment of a tax for the privilege of doing business.

**Utah.** Real and personal property including franchise assessed by state board of equalization.

**Vermont.** The tangible property of companies is taxed where situated, and the stock is taxed in the hands of holders. In determining the value of the stock, the value of the tangible property is deducted and only the remainder taxed.

**Virginia.** Real and personal property are taxed for state purposes where located, and the stock of the companies is also taxed. In the case

of street railways, local taxation is usually imposed in the form of a percentage on gross receipts in lieu of all other taxes, excepting such special license taxes as may have been imposed.

**Washington.** Real and personal property are taxed where located, and stock is taxed in the hands of the holders as personal property.

**West Virginia.** Real estate is taxed where located, and the actual value of the capital invested in personal property is determined by taking the aggregate value of all such property, including money and credits, and deducting therefrom the debts, and the difference is taxed where the principal business office is located.

**Wisconsin.** Street railways to pay 2% on gross receipts if under \$500,000, 4% if over \$500,000. Tax to be divided among towns in which company operates, on basis of mileage located in each town.

When a company desires a franchise in any town, the local authorities shall draw up a statement of the terms and conditions on which such road shall be operated, including the rates of fare, and shall invite proposals for the purchase of such franchise on these terms and conditions, payment to be a certain percentage of the gross earnings, and the franchise shall be awarded to the company bidding the highest percentage. In the case of extensions of railroads already in existence, a sum, to be paid annually, shall be bid in lieu of a percentage of the gross earnings.



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## Appendix 3

University of the State of New York

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# State Library Bulletin

BIBLIOGRAPHY No. 18

May 1899

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## BEST BOOKS OF 1898

WITH NOTES

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# State Library Bulletin

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## BEST BOOKS OF 1898

WITH NOTES

Public Libraries Division

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### PREFATORY NOTE

This is an annotated list of 205 books published in the United States in 1898, selected by the Book board of the New York state library and recommended to the public libraries of the state. To aid in the choice of small collections of new books three classes are marked. Books marked *a*, of which there are 20, are suggested to libraries which must confine their additions within narrow limits. 30 others marked *b* are also proposed to libraries prepared to buy 50 books, and 50 more marked *c* may be added to *a* and *b* to make up 100 books.

The remaining 105, including reference books and a few more costly publications, are worthy of careful consideration by libraries prepared to buy more than 100 books and by those wishing to enlarge their resources in special subjects. Many of the unmarked books are of the highest merit. *Decimal classification* numbers are prefixed as a guide to libraries using this system.

Copies of this list may be obtained from the **Public libraries division, Albany, N. Y.**

*Albany, May 2, 1899*

MELVIL DEWEY

*Director*

## REFERENCE BOOKS

- 016.843 **Cornu, Mme Sophie, & Beer, William.** List of French fiction. Library bureau 10c.

Comprises 186 titles, chosen from 70 representative authors with regard to soundness of sentiment as well as excellence of style. Gives author, title, publisher, price and descriptive note.

- 016.91 **Mill, H. R.** Hints to teachers and students on the choice of geographical books. Longmans \$1.25.

Prepared at the request of the Geographical society. Gives lists of selected books, grouped by countries, with publishers, prices and many descriptive notes.

- 808.8 **Harbottle, T : B.** Dictionary of quotations; classical. Macmillan \$2.

Best dictionary of Latin and Greek quotations available.—*Bowdoin college library bibliographical contributions*

Provided with translations, author index, and Latin, Greek and English subject indexes.

- 912 **Century atlas of the world ;** prepared under the superintendence of B: E. Smith. Century \$12.50.

Contains 117 double-page maps, fairly representing both hemispheres, 138 insets, 40 historical maps, charts, etc. Well indexed, generally up-to-date, easily handled; in mechanical execution somewhat disappointing. Uniform with Century dictionary in size and binding.

## PHILOSOPHY AND ETHICS

- 150 **Baldwin, J. M.** Story of the mind. (Lib. of useful stories) Appleton 40c.

Compact outline of psychology for the unscientific reader.

Pleasant to read, warranted to get read without skipping to its last word.—*Nation*

- 150 **Hogan, L. E.** Study of a child. Harper \$2.50.

A mother's record in diary form of the first seven years of an ordinary boy's life.

- 174 **Wingate, C: F.** What shall our boys do for a living? Doubleday \$1.

Somewhat above the average of its kind in practicality and interest. Reviews trades and professions, giving information and sensible counsel.

- 177 **Ashmore, Ruth, pseud.** The business girl. (Ladies' home journal girls' lib.) Doubleday 50c.

On business ethics and manners, health, dress, social relations, boarding house life, money matters, recreation, etc. Direct, practical, friendly.



## RELIGION

See also Juvenile p. 600

- 225 92 *c* **Abbott, Lyman.** Life and letters of Paul the Apostle.  
Houghton \$1.50.

Approaches the subject from the point of view of spiritual biography . . . and interprets Paul's teaching as a progress in doctrine.—*Henry van Dyke*

- 250 **Gladden, Washington.** The Christian pastor and the working church. (Inter. theol. lib.) Scribner *net* \$2.50.

Restates theory of pastoral office according to modern lights, with practical discussion of various forms of church work and life.

## SOCIAL SCIENCE

- 301 **Henderson, C. R.** Social elements, institutions, character, progress. Scribner *net* \$1.50.

Sociologic studies for ordinary readers and students, dealing with economic betterment, misery and crime, religion and the church, the power of education, etc.

- 302 **Ward, L. F.** Outlines of sociology. Macmillan \$2.

Discusses relations of sociology to other sciences and the main features of the subject itself. Of interest to specialist and general reader. First published in *American journal of sociology*.

- 304 *c* **Bosanquet, Mrs Bernard.** Standard of life, and other studies. Macmillan \$1.50.

Essays on various sociologic problems and conditions; well-founded, practical, sympathetic but not sentimental.

- 304 *c* **Chapman, J. J.** Causes and consequences. Scribner \$1.25.

A frank but optimistic treatment of the evils of American politics and social life. Published in England under title *Government, democracy and other essays*.—*Bowdoin college library bibliographical contributions*.

- 321.8 *b* **Godkin, E. L.** Unforeseen tendencies of democracy.  
Houghton \$2.

Essays on Equality; The nominating system; The decline of legislatures; Peculiarities of American municipal government; The Australian democracy, etc. First published in *Atlantic monthly*.

- 325 *a* **Kidd, Benjamin.** Control of the tropics. Macmillan 75c.

Maintains that the ultimate domination of English rather than continental standards of colonial policy should be secured.

- 327.73 *c* **Reddaway, W. F.** Monroe doctrine. Macmillan *net* \$1.25.

From English standpoint. Clear and impartial. Not controversial, but altogether analytic and historic in treatment.

- 331.8 **Woods, R. A. ed.** The city wilderness; by residents and associates of the South End house. Houghton \$1.50.  
Exhaustive study of the "South end" of Boston and of the physical, racial, social, economic and political conditions of its inhabitants.
- 331.8 **aWyckoff, W. A :** The workers; the west. Scribner \$1.50.  
Experiences of an investigator who had the courage to study the workers' point of view by sharing their toil and conditions as a common laborer. First published in *Scribner's magazine*.
- 342.44 **bBodley, J : E : C.** France. 2 v. Macmillan net \$4.  
Survey from revolution to present. Describes clearly and from actual knowledge constitution, government, political conditions and methods. Believes centralization, not pure democracy, the ultimate destiny of France.
- 352 **Strong, Josiah.** Twentieth century city. Baker 50c.  
Points out the inevitable growth of cities, the attendant perils, the power of a rightly applied Christianity to overcome the evils, and suggests some practical methods.
- 656 **bWarman, Cy.** Story of the railroad. (Story of the West ser.) Appleton \$1.50.  
Graphic account of development of American transcontinental railways, picturing life in construction camp and railroad yard, and on mountain, stream and plain.

#### EDUCATION

- 370 **Oppenheim, Nathan.** Development of the child. Macmillan \$1.25.  
By a physician in a child's hospital. Insists on importance of environment as against heredity, and of scientific preparation for care of children by mothers. Criticizes primary school methods.
- 370.1 **Warner, Francis.** Study of children and their school training. Macmillan net \$1.  
Shows how to distinguish the stupid from the careless, the mentally confused from the mentally deficient, the nervous from the ill-tempered. Result of extended observations by a physician.
- 370.4 **bButler, N: M.** Meaning of education, and other essays and addresses. Macmillan \$1.  
A book for teachers who want an outlook into educational principles and equally a book for parents and citizens.—*Outlook*
- 370.4 **cEliot, C: W:.** Educational reform. Century \$2.  
Teachers' tenure of office; Education of ministers; Can school programmes be shortened and enriched? Electives in college admission requirements, etc.

- 374-J **Morton, A. H.** Our conversational circle. Century \$1.  
Practical and amiable discussion of manners, morals and materials of genuine conversation.
- 378 **Gilman, D. C.** University problems in the United States. Century \$2.  
Addresses before educational institutions. Mainly a series of optimistic reviews of educational progress.—*Nation*

## POPULAR LIFE AND FOLK-LORE

See also Juvenile p. 601

- 396 **Moody, Mrs H. W.** The unquiet sex. Scribner \$1.25.  
Essays embodying much good sense on the woman collegian, women's clubs, women and reforms, the evolution of woman and the servant question.
- 398.2 **Higginson, T. W.** Tales of the enchanted islands of the Atlantic. Macmillan \$1.50.  
Legends of Atlantis, the island of perpetual youth, Lancelot's isle, the isle of demons, etc., admirably retold.
- 398.2 **Skinner, C. M.** Myths and legends beyond our borders. Lippincott \$1.50.  
Canadian and Mexican traditions.

## NATURAL SCIENCE

See also Juvenile p. 601

- 523 **Todd, D. P.** New astronomy for beginners. Am. bk \$1.30.  
A textbook, but of special value for reference use. Shows how to study by observation, with simple instruments. Clear in statement and illustration.
- 551 **Shaler, N. S.** Outlines of the earth's history. Appleton \$1.75.  
Discusses earth's relation to stellar system, effect of atmosphere, glaciers, underground water, soil formation, rock building, etc.
- 551.48 **Russell, I. C.** Rivers of North America. Putnam \$2.  
Interesting treatise on the evolution of rivers, and their past and present effects on the earth's contours. Excellent illustrations.
- 580 **Bailey, L. H.** Lessons with plants. Macmillan net \$1.10.  
Purpose, to suggest methods of nature study; i. e. "seeing the things one looks at and drawing proper conclusions from what one sees". Primarily intended for school use.
- 591.92 **Hickson, S. J.** Story of life in the seas. (Lib. of useful stories) Appleton 40c.  
Compact, clear, interesting.

- 595.78 *c* **Holland, W. J.** Butterfly book. Doubleday net \$3. .  
 Popular guide to a knowledge of North American butterflies. Admirable and profuse photographic illustrations in colors.
- 596 *c* **Mathews, F. S.** Familiar life in field and forest. Appleton \$1.75.  
 Describes appearance and habits of frogs, salamanders, snakes, a few birds and most mammals of the eastern states. An excellent summer outing companion. Illustrated.
- 598.2 **Blanchan, Neltje.** Birds that hunt and are hunted. Doubleday \$2.  
 On same lines as *Bird neighbors*. Describes 170 birds of prey, game birds and waterfowls. 48 colored photographs of stuffed birds taken from the periodical *Birds*.
- 598.2 *c* **Merriam, F. A.** Birds of village and field. Houghton \$2.  
 Written for those who do not know a crow from a robin.—*Preface*  
 Descriptions, color key, tables of migration, of winter birds, of aids to observation, bibliography, etc. Illustrations by Ernest Seton Thompson, Louis Agassiz Fuertes and John L. Ridgway.
- 598.2 **Scott, W. E. D.** Bird studies; land birds of eastern North America. Putnam \$5.  
 Brief, clear descriptions of land birds of eastern North America from Florida to Greenland. Grouped by localities, as, about the house, in the woods, etc. Admirable photographic reproductions of birds and nests. Popular.
- 599.7 *a* **Thompson, E. S.** Wild animals I have known. Scribner \$2.  
 Eight true stories of wild animals, bringing out wonderfully their personalities and kinship with man.

#### USEFUL ARTS

- 928 *c* **Bashore, H. B.** Outlines of rural hygiene. F. A. Davis co. 75c.  
 Brief handbook on water supply, waste disposal, the soil, habitations, disposal of the dead. Of practical value in country and small towns.
- 628.46 **Waring, G. E., jr.** Street cleaning and the disposal of a city's wastes. Doubleday net \$1.25.  
 "Scientific dissertation on street cleaning as it should be practised," illustrated by author's successful administration in New York city.
- 640 *b* **Parloa, Maria.** Home economics. Century \$1.50.  
 Uncommonly useful book on house selection and building, water supply, furnishing, cleanliness, lights, fuel, table service, marketing, carving, food, polished floors, etc.

## FINE ARTS

- 701     **Emery, M. S.** How to enjoy pictures. Prang educational co. \$1.50.  
A guide to the intelligent appreciation of more than 50 famous paintings studied through photographs and inexpensive prints.
- 709.45     **Willard, A. R.** History of modern Italian art. Longmans \$5.  
Sculpture, painting and architecture from middle of 18th century to present. Chiefly valuable for reference.
- 710     **Bailey, L. H.** Garden making. (Garden-craft ser.) Macmillan \$1.  
Handbook for amateur; packed with practical information, admirable on esthetic side.
- 720.9     **Longfellow, W; P. P.** The column and the arch. Scribner \$2.  
Eight essays on the evolution of architecture, written by an authority in a style to delight readers without professional knowledge.
- 726.6     **Robertson, Alexander.** Bible of St Mark. Dodd \$3.50.  
Careful guide to the sculptures, mosaics and inscriptions of St Mark's of Venice, emphasizing religious teaching thus embodied.
- 748     **Day, L: F.** Windows; a book about stained and painted glass. Scribner \$10.50.  
Excellent and authoritative. Historical rather than theoretic. Fully illustrated and clear in description of methods.
- 753     **Potter, M. K.** Love in art. Page \$2.  
Popular description of renowned pictures or statues of lovers and love-scenes, ideal and actual, with notes on artists; 36 plates.
- 755     **Clement, Mrs C. E.** Angels in art. Page \$2.  
Popular book on the artistic treatment and theory of angels. 34 plates reproducing famous pictures from Fra Angelico to Bouguereau.
- 755     **Hurl, E. M.** Life of our Lord in art. Houghton \$3.  
Descriptive history of art illustrating the incidents in Christ's life in chronologic order. Omits symbolic and allegoric Christ art and history of portraiture.
- 770     **Story, A. T.** Story of photography. (Lib. of useful stories) Appleton 40c.  
Not instruction for beginners, but a manual of information on optical, chemical and historical developments of photography.

## MUSIC

- 780 *b* Henderson, W: J. What is good music? Scribner *net* \$1.

Chapters on form, instruments, how to listen, etc., for average music lovers. Not exactly parallel to Krehbiel's *How to listen to music*, but perhaps small libraries with few musical readers can hardly afford both.

- 782.2 Lavignac, Albert. Music dramas of Richard Wagner and his festival theatre in Bayreuth. Dodd \$2.50.

Practical guide to Bayreuth and an invaluable handbook for those wishing guidance to intelligent enjoyment of Wagner's operas. Sketches dramas, analyses music, giving leitmotive, diagrams showing their recurrence, orchestration, Bayreuth casts, etc.

## AMUSEMENTS AND SPORTS

- 799 Grinnell, G: B. & Roosevelt, Theodore, *eds.* Trail and campfire. Forest and stream \$2.50.

10 papers by members of the Boone and Crockett club, on hunting adventures and conditions in the United States, British America and Africa.

## POETRY AND DRAMA

See also Juvenile p. 601

- 811.08 Learned, Walter, *ed.* Treasury of American verse. Stokes \$1.25.

Excellent collection which preserves many good things not always found in similar books. Grouped by subject and sentiment.

- 811.08 Paget, R. L. *comp.* Poems of American patriotism, 1776-1898. Page \$1.

Popular songs and poems, about half being contemporary inspired by the Spanish war.

- 811.3 *c* Lawton, W: C. New England poets. Macmillan 75c.

Biographic and critical studies of Emerson, Hawthorne, Longfellow, Whittier, Lowell, Holmes.

- 821.89 Watson, William. Hope of the world and other poems. Lane \$1.25.

We can cordially praise work which remains sincere, often large in utterance, and correct in model without being cold.—*Saturday review*

- 842.89 *b* Rostand, Edmond. Cyrano de Bergerac; from the French by G. Thomas and M. F. Guillemard. Russell \$1.

Romantic play of high literary and histrionic value. Of the three translations issued during the year, this, in blank verse, is perhaps the best.

## ESSAYS, HISTORY OF LITERATURE, ETC.

See also Reference books p. 582.

- 814.49 *b* **Chapman, J: J.** Emerson, and other essays. Scribner  
\$1.25.

Studies, essentially sympathetic yet vigorous and incisive, of Emerson, Whitman, Michaelangelo's sonnets, Romeo, the *Inferno*, Robert Browning and Stevenson.

- 814.49 *c* **Mabie, H. W.** Essays on work and culture. Dodd \$1.25.

Graceful and sensible considerations on right conditions of work, ultimate tests, value of relaxation, of concentration, special training, imagination, etc.

- 814.49 *b* **Van Dyke, J: C.** Nature for its own sake. Scribner  
\$1.50.

Points out the beauty of light, the sky, rain, snow, the sea, streams, mountains, etc., which too many people look at and never see.

- 820.9 **Brooke, S. A:** English literature from the beginning to the Norman conquest. Macmillan *net* \$1.50.

At once a summary and a continuation of his larger work, *Early English literature*. Well arranged and highly readable.

- 820.9 **Saintsbury, G: E: B.** Short history of English literature. Macmillan \$1.50.

From Anglo-Saxon period to present decade. Critical rather than historical in aim.

- 820.9 **Scudder, V. D.** Social ideals in English letters. Houghton  
\$1.75.

Study of literature as affected by and as influencing social philosophy and conditions from Langland to present day writers.

- 822.33 *c* **Brandes, George.** William Shakespeare; a critical study. 2v. Macmillan *net* \$8.

A study of the poet's mind, character and art as shown in his work, by a distinguished Scandinavian critic. Popular and scholarly.

- 823.83 **Gissing, G: R.** Charles Dickens. Dodd \$2.

Critical estimate in which shortcomings and faults are reluctantly set forth, humor and knowledge of life being warmly praised.

- 828.8 **Elizabeth** and her German garden. Macmillan \$1.75.

A cultured, humorous woman's record of quiet German country life, her adventures among bulbs and seeds, the sayings of her babies, etc.

- 840.9 *c* **Brunetiere, Ferdinand.** Manual of the history of French literature. Crowell \$2.

Perspective is its great excellence. With all his minuteness he knows what to omit and omits boldly. As a student's manual we do not hesitate to pronounce it the very best yet translated into English.—*Academy*

- 850.9 **Garnett, Richard.** History of Italian literature. (Literatures of the world) Appleton \$1.50.

First English history of Italian literature worthy of notice and one which both adept and novice will prize.—*Nation*

- 860.9 **Kelly, J. F.** History of Spanish literature. (Literatures of the world) Appleton \$1.50.

Excellent brief survey from beginnings to contemporary writers, made with discrimination and from ample knowledge.

## HISTORY

### Description and travel

See also Juvenile p. 601. Reference books p. 582.

- 914 **Temple, E. L.** Old world memories. 2v. Page \$3.

Record of a summer's tour through Europe, full of acceptable information gracefully conveyed, without wearisome personal details. Uncommonly interesting to those reviewing or contemplating a foreign tour. Excellent photographic illustrations.

- 914.2 **Demolins, Edmond.** Anglo-Saxon superiority. Scribner \$1.50.

A French sociologist's impartial and searching examination into the causes of French decadence and Anglo-Saxon growth.

- 914.21 **Besant, Sir Walter.** South London. Stokes \$3.

Not consecutive history of the Surrey side of London, but successive pictures of changing historical and social conditions. Admirably illustrated.

- 914.56 **Crawford, F. M.** Ave Roma immortalis. 2v. Macmillan net \$6.

Topographic rather than chronologic history. A delight to those already instructed; less suited to readers little acquainted with Roman traditions. 28 photogravures.

- 914.68 **Harris, Mrs M. C.** Corner of Spain. Houghton \$1.25.

Describes entertainingly life in Malaga and the Seville fairs and bull fights.

- 914.95 **Barrows, S. J.** Isles and shrines of Greece. Roberts \$2.

Outcome of a journey through Greece, entering at Corfu, through the back lane of Homeric tradition, and departing by the Trojan gate.

- 915 **Hedin, Sven.** Through Asia. 2v. Harper \$10.

Interesting account by a trained geographer of his adventures during one of the great journeys of this century.—*Bowdoin college library bibliographical contributions*



- 915.1 *b* Colquhoun, A. R. China in transformation. Harper \$3.  
Admirable résumé of history and economic, geographic and social questions. Sounds warning to England against Russian aggression. Timely, authoritative, popular.
- 915.19 Landor, A. H: S. In the forbidden land. 2v. Harper \$9.  
Sensational account of a reckless but plucky attempt to visit the capital of Thibet.—*Bowdoin college library bibliographical contributions*
- 915.2 *b* Todd, M. L. Corona and Coronet. Houghton \$2.50.  
Experiences of Amherst eclipse expedition, 1896, during voyage, sojourn in Japan and visit to Hawaii. Well written and entertaining.
- 917.2 *c* Lummis, C: F. Awakening of a nation. Harper \$2.50.  
Enthusiastic view of modern Mexico and its recent political, material and intellectual progress, written from intimate acquaintance. Partly published in *Harpers magazine*.
- 917.2 Romero, Matías. Mexico and the United States. Putnam \$4.50.  
Encyclopedic volume on Mexico, treating of ethnologic natural and political history, resources, sociologic conditions, religion and education, public works, financial and commercial statistics, etc., the silver standard and the Pan-American conference.
- 917.29 *a* Hill, R. T. Cuba and Porto Rico; with other islands of the West Indies. Century \$3.  
Topography, climate, health and sanitation, fauna, products, industries, cities, people, political conditions, prospects. By a member of the U. S. geological survey.
- 917.291 Clarke, W. J. Commercial Cuba. Scribner \$4.  
Describes actual and potential commercial and industrial conditions. Gives useful statistics and a business directory. Of high order of accuracy.—*Nation*
- 917.3 *b* Earle, Mrs A. M. Home life in colonial days. Macmillan \$2.50.  
Well-illustrated and popular presentation of early domestic life in the United States.—*Bowdoin college library bibliographical contributions*
- 917.3 *c* Muirhead, J. F. Land of contrasts; a Briton's view of his American kin. Lamson \$1.50.  
Author prepared *Baedeker's United States*. He thoroughly understands our characteristics, manners and conditions, and interprets them happily.
- 917.44 Bacon, E. M. Historic pilgrimages in New England. Silver \$1.50.  
Readable, well-illustrated historical guide-book to Boston and its neighborhood. An imaginary boy, who rarely obtrudes, gives it excuse for being.

- 917.47 *c* **Van Rensselaer, Mrs J. K.** Goede vrouw of Mana-ha-ta, 1609-1760. Scribner \$2.

Describes the beginning and growth of social life in New York in chronicles of six Dutch women and their descendants.

- 917.56 *c* **Torrey, Bradford.** World of green hills. Houghton \$1.25.

Delightful notes on rambles in the southern Alleghanies in quest of birds, flowers and mountain scenery.

- 917.59 **Willoughby, H. L.** Across the Everglades. Lippincott \$2.

Canoe journey through the almost unknown section of southern Florida where the Seminole Indians found refuge.

- 917.7 **Thwaites, R. G.** Afloat on the Ohio. Way \$1.50.

An historical pilgrimage of 1000 miles in a skiff, from Redstone, (now Brownsville) Pa., to Cairo.

- 917.98 *b* **De Windt, Harry.** Through the gold fields of Alaska to Behring Straits. Harper \$2.50.

Vivid and picturesque account of a journey made in 1896 by a fellow of the Royal geographical society.

- 917.98 **Swineford, A. P.** Alaska; its history, climate and natural resources. Rand \$1.

By an ex-governor of Alaska. Much less entertaining than De Windt's *Through the gold fields of Alaska*, but full of trustworthy information.

- 919.14 *c* **Stevens, J. E.** Yesterdays in the Philippines. Scribner \$1.50.

Based on experiences during two years' business residence in Manila, just before the rebellion. Lively and informing. Opposes annexation.

- 919.14 *a* **Worcester, D. C.** Philippine islands and their people. Macmillan \$4.

Result of two extended scientific expeditions. Gives brief résumé of history and describes country, conditions and customs. Best book on the subject issued this year.

- 919.4 **Whitmarsh, H. P.** The world's rough hand. Century \$1.25.

A young Englishman's experiences in Australia as sailor, grocer's boy, miner, beach-comber, pearl diver. Graphic and faithful report of conditions as he found them.

- 919.69 **Krout, M. H.** Hawaii and a revolution. Dodd \$2.

Personal experiences of a correspondent in the Sandwich islands during the crisis of 1893 and subsequently. Believes in annexation.

- 919.8 **c Peary, R. E.** Northward over the great ice; northern Greenland in 1886 and 1891-97. 2v. Stokes *net* \$6.50.  
The authoritative account, well illustrated, of the most notable Arctic explorations made by an American.—*Bowdoin college library bibliographical contributions*

## HISTORY OF FOREIGN COUNTRIES

See also Juvenile p. 601

- 907 **Langlois, C. V. & Seignobos, Charles.** Introduction to the study of history. Holt *net* \$2.25.  
Not an introduction to history, but to the work of the professed historian. Represents methods now in use in the Paris Sorbonne.
- 942.05 **Corbet, J. S.** Drake and the Tudor navy. 2v. Longmans \$10.  
Best biography of Drake as admiral, statesman, explorer and pirate, and valuable history of rise of England's naval power.
- 944 **Lebon, André.** Modern France, 1789-1895. (Story of the nations) Putnam \$1.50  
"A useful and readable epitome of modern French history," domestic not foreign, in an unsatisfactory translation.—*Bowdoin college library bibliographical contributions*
- 945.08 **Stillman, W. J.** Union of Italy, 1815-95. (Cambridge hist. ser.) Macmillan *net* \$1.75.  
Useful, orderly and reliable account of the rise and character of the present kingdom of Italy.—*Bowdoin college library bibliographical contributions*
- 962.6 **a Steevens, G. W.** With Kitchener to Khartum. Dodd \$1.50.  
War-correspondent's spirited and graphic account of England's Egyptian campaign, 1897-98.
- 972.91 **c Flint, Grover.** Marching with Gomez. Lamson \$1.50.  
A newspaper man's experiences in 1896.  
Not only the most novel and entertaining account of the insurrection yet written, but, so far as it goes, the most authentic.—*Nation*

## AMERICAN HISTORY

See also Juvenile p. 601

- 973.2 **Brown, Alexander.** First republic in America. Houghton \$7.50.  
Virginia 1605-27. A valuable but heavy compilation from original sources, controversial in defense of the Virginia company and condemnation of Captain John Smith.

- 973.3 **Lodge, H: C.** Story of the revolution. 2v. Scribner \$6.  
Mainly a story of fighting rather than of causes, principles and results. First published in *Scribner's magazine*.
- 973.78 *c* **Dana, C: A.** Recollections of the civil war. Appleton \$2.  
An important addition to the many pictures of the civil war and its chief actors.—*Bowdoin college library bibliographical contributions*  
Partly published in *McClure's magazine*.
- 973.78 *c* **Trumbull, H: C.** War memories of an army chaplain. Scribner \$2.  
Throws interesting historical sidelights on civil war and brings out some of humanity's better aspects.
- 973.8 *b* **Davis, R: H.** Cuban and Porto Rican campaigns. Scribner \$1.50.  
Bright and readable. An enthusiastic appreciation of the American soldier, and a very plain spoken depreciation of General Shafter.—*Academy*  
First published in *Scribner's magazine*.
- 973.8 *a* **Lewis, H. H. ed.** A gunner aboard the "Yankee." Doubleday \$1.50.  
Spanish war experiences of New York naval reserves. From the diary of No. 5 of the after-port gun.
- 973.8 *c* **Morris, Charles.** The war with Spain. Lippincott \$1.50.  
Fairly well-made compilation, of temporary value, but too hastily prepared to be entirely accurate.
- 973.8 *a* **Spears, J: R.** Our navy in the war with Spain. Scribner \$1.50.  
V. 5 of his excellent *History of our navy*. He was *New York Sun* correspondent during part of Cuban campaign. Clear, cautious, generally accurate.
- 973.8 **Wheeler, Joseph.** The Santiago campaign, 1898. Lamson \$3.  
From a faithfully kept diary, with dispatches, letters and short-hand report of oral negotiations for surrender. Hardly popular in style.
- 973.8 *a* **Woolsey, T. S.** America's foreign policy. Century \$1.25.  
Discusses the Cuban question, the future of Hawaii and the Philippines, the interoceanic canal, the fisheries question, the arbitration treaty and the president's Monroe doctrine.
- 975.9 **King, Grace.** De Soto and his men in the land of Florida. Macmillan \$1.50.  
Combines material from original sources in a continuous narrative with much literary skill.

## BIOGRAPHY

See also Juvenile p. 608

*Bismarck.* **Bismarck-Schönhausen, Otto prince von.** Bismarck the man and the statesman. 2v. Harper \$7.50.

Reflections and reminiscences written and dictated after his retirement. Valuable for sidelight, particularly to students of political history, who care little for the lighter matters of personality and anecdote.

— **Busch, J. H.** Bismarck. 2v. Macmillan net \$10.

Report of the Chancellor's everyday life from 1870-92, based on the diary of a journalist in confidential relations. Accurate, but not a well rounded portraiture.

*Coffin.* **Griffis, W; E.** Charles Carleton Coffin. Estes \$2.

Pleasant portrait of the war correspondent and writer of books for young people, by a warm friend.

*Curtis.* **Curtis, G: W:** Early letters of George William Curtis to John S. Dwight; Brook Farm and Concord; *ed.* by George Willis Cooke. Harper \$1.50.

A third of the book is given to a sketch of his early life at Brook Farm and Concord.

An interesting supplement to Mr Cary's excellent life of Curtis, illustrating richly and effectively the period of his later youth.—*Nation*

*Dreyfus.* **Conybeare, F. C.** The Dreyfus case. Dodd \$1.50.

Full and clear presentation of the matter now agitating France.—*Bowdoin college library bibliographical contributions*

*Drummond.* **Smith, G: A.** Life of Henry Drummond. Doubleday net \$3.

Marked by admirable fairness in dealing with Drummond's intellectual product and by loving appreciation of the man.—*Nation*

*Gladstone.* **Bryce, James.** William Ewart Gladstone. Century \$1.

Thoroughly satisfactory monograph, portraying the man, author, statesman and orator, by a personal friend and political ally.

*Grant.* **Garland, Hamlin.** Ulysses S. Grant, his life and character. Doubleday \$2.50.

Popular portraiture of the man as distinct from the general or president.—*Bowdoin college library bibliographical contributions*

First published in *McClure's magazine*.

*b Higginson.* **Higginson, T: W.** Cheerful yesterdays.  
Houghton \$2.

Personal reminiscences, not of exclusively personal importance. They give us history in its social setting, and have, if we mistake not, permanent worth.—*Nation*

*Jackson.* **Henderson, G. F. R.** Stonewall Jackson and the American civil war. 2v. Longmans \$10.

An elaborate military history and biography, by an English officer, an enthusiastic admirer of his hero. Style vigorous and agreeable.

*Mann.* **Hinsdale, B. A.** Horace Mann and the common school revival in the United States. (Great educators) Scribner net \$1.

Well written and trustworthy biography, with excellent résumé of prior history of elementary education in America, and summary of results of Mann's work.

*c Müller, Max.* **Müller, F; M.** Auld lang syne. Scribner \$2.

Personal reminiscences in a delightful informal style, of musicians, authors, sovereigns and beggars.

*c Napoleon 3.* **Forbes, Archibald.** Life of Napoleon III. Dodd \$3.50.

Best popular life. Perhaps somewhat too lenient in its estimate, but impartial and rational in the main.

*Parnell.* **O'Brien, R. B.** Life of Charles Stewart Parnell, 1846-91. 2v. Harper \$2.50.

Mainly political biography, with rather meager personal details. By a political associate, who writes with restraint and much impartiality.

*b Shakspeare.* **Lee, Sidney.** Life of William Shakespeare. Macmillan net \$1.75.

Based on article in the *Dictionary of national biography*. An exhaustive, well written statement of the main facts in his life, likely to prove an authoritative reference book.—*Athenaeum*

*Stephen.* **Stephen, Leslie.** Studies of a biographer. 2v. Putnam \$4.

Studies of John Byrom, Arthur Young, Wordsworth, Scott, Matthew Arnold, Jowett, Pascal, Tennyson, Holmes, Gibbon, Dr Johnson, and of certain literary movements. Originally published in English reviews.

*Tennyson.* **Cary, E. L.** Tennyson; his home, his friends and his work. Putnam \$3.75.

Outline biography, with many quoted critical estimates including a hitherto unnoted review of *The Princess* by Lowell. Sumptuous illustrations.

**Vinci. Muntz, Eugene.** Leonardo da Vinci, artist, thinker and man of science. 2v. Scribner *net* \$15.

An interesting study by a well-equipped critic, in sumptuous volumes with tinted plates, 20 full page photogravures and numerous text illustrations.

**Willard. Gordon, A. A.** Frances E. Willard. Monarch bk \$1.50.

Pt 1, biography by Miss Willard's private secretary for 21 years; pt 2, Memorial addresses, sketches and letters.

### FICTION

See also Juvenile p. 602.

**Barlow, Jane.** Creel of Irish stories. Dodd \$1.25.

She has a firm grasp of Irish peasant character, its kindness and thriftlessness, its strange superstitions and affectionate devotion.—  
*Literature*

**Basket, J. N.** At you-all's house. Macmillan \$1.50.

Missouri country boy's love-story, in which descriptions of nature rival the romance in interest.

**Bates, Arlo.** The Puritans. Houghton \$1.50.

Study of certain types of New England character. Interest turns on election of a bishop of Massachusetts.

**Black, William.** Wild Eelin. Harper \$1.75.

A Highland girl's love affairs, set in a wonderful atmosphere of outdoor life.

**a Castle, Agnes & Egerton.** Pride of Jennico. Macmillan \$1.50.

Fantastic 18th century story of an Englishman's love for a German princess.

**Crockett, S: R.** Standard bearer. Appleton \$1.50.

Scottish Covenanters. Opens in the "killing year," 1685.

**Davis, R: H.** The king's jackall. Scribner \$1.25.

Slight story of an exiled king of the imaginary realm of Messina. Scene, Tangier. First published in *Scribner's magazine*.

**a Deland, Mrs M. W. C.** Old Chester tales. Harper \$1.50.

Eight stories of a conservative old Pennsylvania town. First published in *Harper's monthly*.

**Dorr, Mrs J. C. R.** In king's houses. Page \$1.50.

Hero an English boy in the days of Queen Anne.

**Dunbar, P. L.** Folks from Dixie. Dodd \$1.25.

12 stories which portray with uncommon insight the spiritual, moral, social and domestic life of the southern negro.

**Eggleston, G. C.** Southern stories. Macmillan \$1.50.

Short stories of the confederate camp, written from genuine soldierly experience and free from bitterness.

**Elliott, S. B.** The Durket sperret. Holt \$1.25.

Story of Tennessee mountaineers; scene near Sewanee university. First published in *Scribner's magazine*.

**French, Alice,** "Octave Thanet" *pseud.* Heart of toil. Scribner \$1.50.

Stories of average American working people, written with a sympathy which seems always to be that of affectionate equality.—*Nation*

**Fuller, Anna.** One of the pilgrims. Putnam \$1.25.

Entertaining story of a young bank clerk who adds considerable grit to an attractive personality.

**Grahame, Kenneth.** Dream days. Lane \$1.25.

Continues his *Golden age*, describing the child's world from the child's point of view with uncommon charm and truth.

**Gras, Felix.** The terror; a romance of the French revolution. Appleton \$1.50.

Sequel to the *Reds of the Midi*.

**Harris, J. C.** Tales of the home folks in peace and war. Houghton \$1.50.

A dozen characteristic pictures of central Georgia.

**Hawkins, A. H.** Rupert of Hentzau. Holt \$1.50.

Quite as good as its predecessor, *The prisoner of Zenda*, filled as full of ingeniously planned situations and dramatic effects.—*Dial*  
First published in *McClure's magazine*.

**Hewlett, Maurice.** Forest lovers. Macmillan \$1.50.

In style alone it is an extraordinary achievement. . . In the matter of interpreting nature there are passages in this book that I have never seen surpassed in prose fiction.—*James Lane Allen*

**Howells, W. D.** Story of a play. Harper \$1.50.

Portrays vicissitudes attending the production of a young newspaper man's play. Plot slight, situations and character study interesting.

**Johnston, Mary.** Prisoners of hope. Houghton \$1.50.

Romance of colonial Virginia and a Roundhead "redemptioner" in slavery.



**a Kipling, Rudyard.** The day's work. Doubleday \$1.50.

Contains, The bridge builder; The ship that found itself; William the Conqueror; 007; The Maltese cat; My Sunday at home; The brush-wood boy, etc.

**Meekins, L. R.** Some of our people. Williams \$1.

Eight Maryland stories, several of which relate to small politicians and newspaper enterprise.

**a Mitchell, S. W.** Adventures of François. Century \$1.50.

French revolution. The hero a vagabond of singular chara; with a great heart, good sense, courage and no conscience.

**Ollivant, Alfred.** Bob, son of battle. Doubleday \$1.25.

The hero is a Scotch collie and the book one of the best "dog novels" ever written.

**b Page, T: N.** Red rock. Scribner \$1.50.

A crowded canvas, portraying bitterness, feuds, friendships and romance in the reconstruction period. Revised since publication in *Scribner's magazine*.

**b Parker, Gilbert.** Battle of the strong. Houghton \$1.50.

Romantic tale in historical setting. Scenes, Jersey at the time of the French invasion, 1781, and France. First published in *Atlantic monthly*.

**c Poor, A. B.** Boston neighbors in town and out. Putnam \$1.25.

Eight stories touching the social and domestic sides of the middle class woman's life. First published in *Century* and *New England magazine*.

**Roberts, C: G: D.** A sister to Evangeline. Lamson \$1.50.

Story of the Acadian exile.

**Schwartz, J. M. W. van der P.** "Maarten Maartens," *pseud.* Her memory. Appleton \$1.50.

Study of a man's sorrow for his dead wife. Somewhat painful but lightened by flashes of humor.

**Scott, H. S.** Henry Seton Merriman, *pseud.* Roden's corner. Harper \$1.75.

Story of a "corner" in the commercial sense. Interesting in conception but less happy in execution. First published in *Harper's magazine*.

**Slosson, A. T.** Dumb foxglove. Harper, \$1.25.

Contains also Apple Jonathan; Anna Malanu; Davy's Christmas; Clavis; A transient; Aunt Liefy.

**a Smith, F. H.** Caleb West, master diver. Houghton \$1.50.

Characters and action center about the building of a lighthouse on the Connecticut coast. Well-wrought and intensely interesting. First published in *Atlantic monthly*.

**c Stuart, Mrs R. McE.** Moriah's mourning, and other half-hour sketches. Harper \$1.25.

13 short stories mainly of the southern negro. First published in *Harper's magazine*.

**b Ward, Mrs M. A.** Helbeck of Bannisdale. 2v. Macmillan \$2.

Intensely interesting but painful story of the struggle between religious principles and love in an agnostic and a Roman catholic.

**a Westcott, E: N.** David Harum. Appleton \$1.50.

Character study in a central New York village. Hero a good hearted, shrewd banker, horse trader and observer of men.

**Weyman, S. J.** Castle Inn. Longman's \$1.50.

Love and adventure in England in early days of George 3. Historic only in environment.

**White, E. O.** A lover of truth. Houghton \$1.25.

New England village life. Main interest lies in character sketching.

**c Wiggin, Mrs K. D.** Penelope's progress. Houghton \$1.25.

Edinburgh and its neighborhood as seen by the three heroines of *Penelope's English experiences*. First published in *Atlantic monthly*.

**Wilkins, M.. E.** Silence and other stories. Harper \$1.25.

Six romantic stories of New England life from time of Salem witchcraft to Millerite excitement in 1843.

**Zangwill, Israel.** Dreamers of the Ghetto. Harper \$1 50.

Sympathetic and suggestive studies of Jewish life and character. Their chief defect is that of exaggeration, which makes them sometimes melodramatic.

#### JUVENILE

220.95 **Bennett, W: H. & Adeney, W. F:** Bible story retold for young people. Macmillan \$1.

Decidedly above most similar attempts, though not ideal. Written from standpoint of liberal orthodoxy and in accordance with modern scholarship.

- 244 **Canton, William.** W. V.'s golden legend. Dodd \$1.50.  
 "Stories of saints and hermits, old abbeys and minsters, visions, miracles and ministries of angels," exquisitely retold to a child.
- 398.2 **Church, A. J.** Heroes of chivalry and romance. Macmillan \$1.75.  
 • Modern versions of Beowulf, King Arthur and the Round table and the Treasure of the Nibelungs.
- 398.2 **Ragozin, Mme Z. A.** Siegfried, the hero of the north and Beowulf, the hero of the Anglo-Saxon. (Tales of the heroic ages, ser. no. 1) Putnam \$1.50.  
 Excellent modern versions of these old stories.
- 599 **Wright, M. O.** Four-footed Americans and their kin. Macmillan *net* \$1.50.  
 A naturalist's children, living on a Pennsylvania farm, study the animals about them. Admirably illustrated.
- 811.34 **Holbrook, F.** Hiawatha primer. Houghton 75c.  
 A first reader, guiding little children to an understanding and enjoyment of selected passages from Hiawatha. Text and charming illustration show unusual comprehension of the child's taste.
- 821.08 **Lucas, E. V.** Book of verses for children. Holt \$2.  
 About 200 selections chosen with a wise liberality which ranges from Robert Browning's *Pippa's song* to Edward Lear's *Nonsense rhymes*.
- 910.4 **Ingersoll, Ernest.** Book of the ocean. Century \$1.50.  
 Describes ocean currents, early voyages, naval battles, ships, rigging, polar regions, sea animals, etc. Based on his *Old ocean*, but considerably enlarged, altered and better illustrated.
- 915 **Carpenter, F. G.** Asia. (Carpenter's geographical readers) Amer. bk co. 60c. *net*.  
 Describes imaginary journey across Pacific and throughout Asia, without introducing imaginary characters and conversations. Interesting and well illustrated. Published also in somewhat more ornate style under title *Travels through Asia with the children*, \$1.50.
- 946 **Morris, Charles.** Historical tales; Spain. Lippincott \$1.25.  
 Spanish tradition, chivalry and history from Good King Wamba—600 A. D.—to present day.
- 973.8 **Ross, Clinton.** Heroes of our war with Spain. Stokes \$1.50.  
 War history by land and sea as gleaned from newspapers and retold to a boy.

## Juvenile fiction

**Arabian nights entertainments**, selected and ed. by Andrew Lang. Longmans \$2.

26 stories, including Aladdin, Sindbad the Sailor, The fisherman, etc., well edited, printed and illustrated.

*b* **Brooks, E. S.** Master of the Strong hearts. Dutton \$1.50.  
Story of Custer's last rally.

**Dorsey, E. L.** Pickle and Pepper. Benziger 85c.

Entertaining story of two little Marylanders. The strong but not obtrusive religious element, Roman catholic in expression, is wholesome and happy.

*c* **E., M.** Story of little Jane and me. Houghton \$1.

Truthful story of two little girls who lived in New York city 50 years ago.

*c* **Henty, G. A.** Under Wellington's command. Scribner \$1.50.  
Tale of the Peninsular war.

*c* **Holder, C. F.** Treasure divers. Dodd \$1.25.

Story of deep sea researches made in a diving ship. Marvelous adventures and description of strange animal life.

*a* **Inman, Henry.** The ranche on the Oxhide. Macmillan \$1.50.

Boys' and girls' life on the Kansas frontier, 1865-69.

**Kaler, J. O.** The "Charming Sally." Houghton \$1.50.

Story of a New York privateer schooner in the exciting times preceding the revolution.

*a* **Kirk, Mrs E. O.** Dorothy Deane. Houghton \$1.25.

About a little girl's home life and her good times with three neighbors' children. Uncommonly wholesome and entertaining.

**Norton, C : L.** Soldier of the legion. Wilde \$1.50.

Story of Pres. William Henry Harrison's life as boy and man. Describes surrender at Yorktown, struggle with Indians under Tecumseh in northwest, etc.

**Tomlinson, E. T.** Stories of the American revolution, pt 1-2. Lee \$2.

Stories not always literally true, but founded in fact or set in historic circumstances.

## Juvenile biography

*a Franklin.* **Brooks, E. S.** True story of Benjamin Franklin.  
(Children's lives of great men) Lothrop \$1.50.

Entertainingly told for children. Many illustrations.

*Hutton.* **Hutton, Laurence.** A boy I knew and Four dogs.  
Harper \$1.25.

True account of his own boy life in New York, and of the doings of his pet dogs.

*c Nansen.* **Bull, J. B.** Fridtjof Nansen. Heath 30c.

Short, interesting biography written for children, but not childish in style.

*c Perry.* **Barnes, James.** Hero of Erie: Oliver Hazard Perry. Appleton \$1.

Facts, slightly embroidered with imaginary conversations.



## Appendix 4

University of the State of New York

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# State Library Bulletin

LIBRARY SCHOOL No. 6

December 1899

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13TH ANNUAL REPORT

OF

LIBRARY SCHOOL 1899

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# State Library Bulletin

Library school no. 6 December 1899

## 13th ANNUAL REPORT OF LIBRARY SCHOOL 1899

*To the regents of the University of the State of New York*

For the year ending Sep. 30, 1899, I report on the New York state library school as follows:

**Classes 1899.** The fall term opened Wednesday, Oct. 5, 1898, with 10 seniors and 34 juniors representing 14 states and two foreign countries. The following geographic summary covering the past seven years shows the residence of students before entering the school.

STATES AND COUNTRIES	STUDENTS							SENIORS	JUNIORS
	'93	'94	'95	'96	'97	'98	'99	1899	1899
California .....	--	--	--	--	--	1	1	1	.....
Connecticut .....	1	1	--	3	4	--	2	.....	2
District of Columbia .....	--	--	--	1	1	--	--	.....	.....
Iowa .....	--	--	--	1	--	--	--	.....	.....
Illinois .....	1	1	--	--	1	3	5	1	4
Indiana .....	--	--	--	--	--	--	1	.....	1
Kansas .....	1	1	--	--	--	--	--	.....	.....
Maine .....	--	--	--	1	1	--	--	.....	.....
Maryland .....	--	--	1	1	--	1	1	1	.....
Massachusetts .....	6	6	8	5	7	5	5	2	3
Michigan .....	1	--	--	--	1	1	--	.....	.....
Minnesota .....	1	1	1	--	1	--	--	.....	.....
Missouri .....	1	1	1	--	--	1	1	1	.....
Nebraska .....	--	--	1	--	1	--	2	.....	2
New Jersey .....	--	--	1	1	1	--	1	.....	1
New York .....	9	9	14	15	10	10	11	1	10
Ohio .....	2	3	3	--	1	2	5	.....	5
Pennsylvania .....	1	1	2	1	--	2	3	1	2
Rhode Island .....	1	1	2	1	2	2	--	.....	.....
Utah .....	--	--	--	--	1	--	--	.....	.....
Vermont .....	1	1	2	--	--	--	2	.....	2
Wisconsin .....	--	--	--	--	--	--	2	.....	2
Australia .....	--	--	--	--	--	1	1	1	.....
England .....	1	1	1	--	--	--	--	.....	.....
Holland .....	--	--	--	--	--	1	1	1	.....
Nova Scotia .....	--	--	--	--	1	--	--	.....	.....
Sweden .....	1	1	--	--	--	--	--	.....	.....
<b>Total .....</b>	<b>28</b>	<b>28</b>	<b>37</b>	<b>30</b>	<b>33</b>	<b>30</b>	<b>44</b>	<b>10</b>	<b>34</b>

The school has had more college educated students than during any previous year. The colleges represented are: for men only, Adelbert and Williams colleges, Harvard, Lehigh, Princeton and Yale universities, and the Polytechnische school of Delft, Holland; for women only, Bryn Mawr, Smith, Vassar, Wellesley and the Woman's college of Baltimore; for coeducation, California, Chicago, Cornell, De Pauw, Lake Forest, Michigan, Nebraska, Northwestern, Ohio Wesleyan, Pomona, Syracuse and Wisconsin universities, and Massachusetts institute of technology.

Of the 34 juniors, 26 were admitted without full entrance examinations as holding college degrees and furnishing certificates of required work in literature, history and foreign languages. The remaining eight passed entrance examinations in June in general literature, general history, general information, German and French, also in advanced German and French and in Italian. Seven other candidates who were admitted to the examinations failed.

**Examinations and credentials.** The usual library examinations were held in March and June. There were issued 392 examination passcards, each card representing a different student or subject, 323 teachers passcards, 20 certificates on completion of one year of work, two diplomas and two degrees.

Degrees and diplomas were conferred on three of the class of 1899 and on one of the class of 1897 as follows:

*Degree of B. L. S.:* Charles Alcott Flagg, Aimée Guggenheimer.

*Diplomas:* Ella Emilie Miersch, Bertha Emilie Rombauer.

TOTAL CREDENTIALS ISSUED AUG. 1, 1890<sup>a</sup>—SEP. 30, 1899

YEAR	Pass-cards	Teachers pass-cards	Senior certificates	Senior certificates with honor	Diplomas	Diplomas with honor	Degrees
1890 ...	173	.....	10	.....	.....	.....	.....
1891 ...	270	.....	5	.....	13	4	4
1892 ...	259	.....	24	.....	9	1	5
1893 ...	286	.....	10	.....	9	.....	3
1894 ...	286	.....	3	5	4	1	.....
1895 ...	367	131	17	3	8	3	2
1896 ...	349	215	7	4	4	.....	1
1897 ...	354	284	14	2	8	1	1
1898 ...	369	173	11	5	4	1	4
1899 ...	392	323	20	9	2	.....	2
	3 065	1 126	121	28	61	11	22

<sup>a</sup> No credentials were issued before this date.

**Elective work.** The introduction of the elective system into the senior course is the most important development of the school year. This was done without reducing the required work.

Each elective provides for 50 hours of theoretic work, including personal investigation and classroom work. Most of the courses are farther strengthened by opportunity to do from 100 to 150 hours of actual work in special departments of the state library. It is one thing to solve quietly and at leisure a reference problem assigned by an instructor, and quite another to have the full responsibility for assigned hours at the reference desk of a large library, learning to deal with people as well as books.

Four students elected general reference work, one historical reference work, two children's work, two selection of books, two the bibliography of special subjects.

**Annual visit to leading libraries.** The biennial visit of the school to New York libraries was extended this year to include Philadelphia, Baltimore and Washington libraries. The vice-director thus describes the visit made under her charge April 25-May 6:

After the trip down the river to New York, and a half day spent according to individual preference, we began work Wednesday afternoon, April 26, by visiting the book stores of Macmillan, Appleton, Longmans, Dodd, Mead & Co, Charles Scribner's and G. P. Putnam, and by attending a book auction at Bang's. In the evening the school was at home in the Hotel Albert to the 39 former students resident in New York and vicinity. A large number responded to the invitation.

On Thursday morning, after an hour spent at the Bruce, the administrative branch of the New York free circulating library, we adjourned to the beautiful building of the Bloomingdale branch. Here we were addressed by the newly appointed librarian, J. N. Wing, and by the retiring librarian, A. E. Bostwick. A delightful lunch, presided over by Miss Theresa Hitchler and by Miss Eugenie Krauss, the librarian in charge of this branch, was a happy accompaniment to our first library visit of this trip. We were specially glad to meet here Mrs Craigie, who is so closely identified with the library interests of Brooklyn. We had been expecting the opportunity of observing the difference between closed and open shelves in the same library system, but the last branch was transformed into an open-shelf library about the middle of April 1899.

We spent most of the afternoon at the Columbia university library, so richly deserving careful study. Here the librarian, G. H. Baker, the reference librarian, C. A. Nelson, Miss Prescott, of the catalogue department; and the other assistants spared no pains to facilitate our investigation. The time left was all too short for an inspection of the beautiful and efficient library of the Teachers college.

The children's committee found great pleasure and profit Thursday evening at the Fifth Street branch of the Aguilar library and the library of the University settlement,

Friday morning was spent by the senior class in bibliographic work in libraries specially rich in material on the subjects which they are treating. This gave also an opportunity for each student to use at least one important library as a reader.

Small committees from the junior class visited the following libraries: Bar association, Cathedral free circulating, Harlem, Jersey City public, Lenox, New York free circulating library for the blind, New York society, Newark public, New York Y. M. C. A., New York Y. W. C. A. and Union theological seminary. We only regretted that the whole party could not visit the entire number. Friday afternoon was used as a half holiday. Saturday morning was devoted to the Mercantile library and the New York public library. We are greatly indebted both to W. T. Peoples and Dr J. S. Billings for an able presentation of the scope, methods, and future plans of these libraries. In the afternoon we made a short visit to the Brooklyn library, noticing specially the open-shelf room and the circulating collection of music (this library was a pioneer in both these lines), the unique scrapbook collection and the James D. Bell special library, presented to the library about a year ago.

The rest of the afternoon was spent at Pratt institute, in inspecting the library, in listening to a forceful and discriminating lecture on Kipling by Prof. William C. Lawton of Adelphi college, and in attending a charming reception in our honor by the Graduates association of Pratt institute library school. On Sunday we spent a few minutes in the Cooper union reading room, receiving a vivid impression of the class frequenting libraries in large cities on Sunday afternoon or evening.

Leaving New York on Monday morning, May 1, we began work in Philadelphia at the Mercantile library, with a greeting from Mr Edmands, one of the oldest members of the profession. We visited the Apprentices' library, with its attractive children's room, and after an hour's ride and walk through a beautiful suburb we reached Bryn Mawr. Through the kindness of Miss Thomas, the president, and Miss Lord, the librarian, we gained an intimate glimpse of the college life. After inspecting the library, which is wonderfully fitted to meet the needs of a small college, we witnessed a game of basket-ball, dined in Pembroke hall as the guests of the college, listened to an address by Charlotte Perkins Stetson and were entertained at a reception by the Graduate club.

On Tuesday morning we visited the library of the University of Pennsylvania, and after an interesting talk by the librarian, Prof. Morris Jastrow jr, we studied the process of reorganization in a large library.

Drexel institute came next with a talk by the president, Dr J.W. McAllister, and the librarian, Miss Alice B. Kroeger. In the afternoon we were met at the free library by Mr John Thomson, the librarian, and by Mr Thomas L. Montgomery, of the Wagner institute. This was one of the most interesting libraries that we visited. There were the children's room and the reading-room for the blind, both recently opened, and there was the opportunity to watch for ourselves the enjoyment which the public certainly takes in access to the books at the shelves. As Mr Brett so admirably expressed it later at the Atlanta conference, we believe that the burden of proof lies with those who would deny access rather than with those who would give to the people the free use of the books which belongs to any idea of the library as an educational institution. In

proving the feasibility of free access in large cities, the Free library of Philadelphia has been of great service to the library world. Will it not presently go on from its present *laissez-faire* theory to give the books the service of as many intelligent and sympathetic reference librarians as the people may need?

The beautiful entrance hall of the Drexel institute proved an ideal place for the reception given us by the Drexel institute library school association. The reading-room of the Library company of Philadelphia is particularly cool and alluring of a May morning, and we longed to choose a favorite book and a seat on the back porch near the quaint old Franklin tablet, but we resolutely resisted and questioned Mr Barnwell and his patient assistants as duty demanded. There was only time for a glimpse at the beautiful rooms of the historical society, before we must hurry on to Baltimore.

How we lunched on the train to save time, received a most hospitable welcome from the librarians of the Peabody institute, the Johns Hopkins university and the Enoch Pratt free library, and appeared fresh and interested and only a few minutes late at the evening meeting of the Washington library association must be imagined, for it can not be explained.

Here we were greeted in a most happy speech of welcome by the national librarian, Mr Herbert Putnam, listened to an interesting paper by the president, Dr H. C. Bolton, and a unique and altogether delightful address from Mr A. R. Spofford, closing with words of advice to library students.

Perfect weather crowned the day which we spent as guests of the Library of congress, the red-letter day of our trip. Nothing could have exceeded the facilities which were given us for studying the institution. Beginning under the charge of Mr Spofford and closing with Mr Solberg, we were "personally conducted" through each department by its chief. We had the great privilege of being shown those parts of the building specially illustrating construction, by the architect, Mr Bernard Green. During our entire visit the wonderful thoughtfulness of Mr Hutcheson, his unfailing kindness and courtesy, made themselves constantly felt. It were ungracious to discriminate, but I must confess to being most impressed by the wonderful possibilities of the department of maps and the splendid organization of the department of copyright which is being effected under Mr Solberg's wise and genial direction.

A leisurely lunch on the upper floor of the building followed, then a drive about the city under the escort of Mr T. L. Cole and Mr W. L. Boyden. A reception given by the resident alumnae of the New York state library school, at the artistic home of Mr and Mrs W. P. Cutter, rounded out this beautiful day.

On Friday morning we received a most cordial welcome from Commissioner W. T. Harris at the U. S. bureau of education, which he had invited us to consider our headquarters during our stay in the city. Here we saw the A. L. A. library. Visits to the surgeon-general's office, the National museum, the Smithsonian institution, the Department of agriculture and the Washington public library completed our work.

Such is the meager record of ground covered. The positive gain in knowledge of libraries, the added perspective, the acquaintances made, the multitude of suggestions received, the stimulus to persistent and thor-

ough research into library conditions, the clarifying of ideas and the uplifting of ideals can not be estimated.

**Alumni lectureship.** Mr Frank A. Hutchins, secretary of the Wisconsin free library commission, filled the alumni lectureship, giving four lectures May 26 and 27. He traced carefully conditions which affect library interests in Wisconsin from the earliest history of the state, and advocated the principle that a city library should be a center of enthusiasm, instruction, and practical aid for its own county or township. One of the senior class said after the course, "No other lecturer before the school has been to me such a source of inspiration to the highest ideals."

**Bibliographies and theses.** That the bibliographies and reading lists prepared by students are of some interest and value is proved by the demand for those issued in the bibliography series of New York state library bulletins and by frequent requests for the loan of manuscript bibliographies. The suggestions and cooperation received from librarians and other educators are heartily appreciated by the school. The requirement of bibliographies is considered by the faculty one of the most valuable features of the course, not only because of the bibliographic training that it gives but also because it furnishes an excellent opportunity for original investigation and thorough research in a small field.

The following bibliography and thesis subjects were chosen by the class of 1899.

#### Bibliographies

- <sup>1</sup>Fröbel and the kindergarten. Aimée Guggenheimer  
Annotated list of history for children. Bertha Evelyn Hyatt  
Books in Dutch relating to American history which are found in a few of the prominent libraries of the United States. Arnold Johan Ferdinand van Laer.  
Social psychology. Lucius Page Lane  
<sup>2</sup>House decoration and furnishing. (Reading list) Ella Emilie Miersch  
Missouri in the civil war. Bertha Emilie Rombauer  
Home economics. (Select) Robert Kendall Shaw  
Reading list for the children's librarian. Mary Floyd Williams  
China and the far east. Margaret Windeyer  
Biography relating to the civil war. (Select) Phineas Lawrence Windsor

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<sup>1</sup> To be printed as a New York state library bibliography bulletin.

<sup>2</sup> Printed as New York state library bibliography bulletin 20.

### Theses

With two exceptions the class of 1899 each chose as a subject the library facilities of some important city. Each thesis is in the nature of a sociologic study and is accompanied by a map.

<i>Cities</i>	<i>Students</i>
Baltimore	Aimée Guggenheimer
Boston	Lucius Page Lane
Brooklyn	Ella Emilie Miersch
Chicago	Phineas Lawrence Windsor
New York	Robert Kendall Shaw
Philadelphia	Arnold Johan Ferdinand van Laer
St Louis	Bertha Emilie Rombauer
Washington	Mary Floyd Williams

The two other subjects were :

A study of children's reading. Bertha Evelyn Hyatt  
Preparation for librarianship. Margaret Windeyer

**Simplified library school rules.** This was first issued as no. 16 of *Library notes*, September 1898 and later appeared in an octavo volume of 96 pages as *Simplified library school rules*, by Melvil Dewey, containing: Definitions; Card catalogue rules; Accession rules; Book numbers; Shelf list rules; Capitals, punctuation, abbreviations; Library handwriting; Brief list of useful books on library economy; Index. The preface states that "The labor of condensing and simplifying the *Library school rules* to adapt them better to the use of small libraries has fallen largely on the director's assistant, Miss Florence Woodworth, who has had the cooperation of Mr W. S. Biscoe, Miss Mary L. Sutliff and other members of the library school faculty and of the New York state library staff."

The catalogue rules apply equally to a dictionary or a classed catalogue, therefore sample cards for both systems are given. The volume is used as a regular textbook in the summer course and for reference in the two years course. The *Simplified rules* are adapted to all libraries except those which can afford the bibliographic accuracy provided for in the *Library school rules*.

**Advanced cataloguing.** The following outline of the course in advanced cataloguing shows the character of the instruction in technical subjects. Miss Ada Alice Jones, head cataloguer of New York state library, meets the class for an hour a week for 20 weeks, each student

giving an hour a week to preparation of assigned work. 10 important codes of cataloguing rules are studied comparatively, combining the lecture and discussion methods :

American library association. Condensed rules for an author and title catalog

Bodleian library. Compendious cataloguing rules for the author-catalogue

British museum library. Cataloguing rules

Cutter, C. A. Rules for a dictionary catalogue

Dewey, Melvil. Library school card catalog rules

Jewett, C. C. On the construction of catalogues of libraries ; with rules and examples

Library association of the United Kingdom. Cataloguing rules for an author catalogue

Linderfelt, K. A. Eclectic card catalog rules ; author and title entries

Perkins, F. B. San Francisco cataloguing for public libraries

Wheatley, H. B. How to catalogue a library

These codes are compared with reference to the following points :

1) fulness of author's name, 2) author's dates, 3) joint authors, 4) noblemen, 5) pseudonyms, 6) official bureaus, boards, etc., 7) cities, 8) societies, 9) catalogues, 10) musical works, 11) maps, 12) series, 13) continuations, 14) anonymous books, 15) fulness of title, 16) titles in two or more languages, 17) imprint, 18) contents and notes, 19) analysis, 20) added entries.

Five lectures are given by Miss Jones as follows: Periodicals and works of criticism ; Some government documents ; The British museum catalogue, the rules and their author, historical sketch ; Some continental methods ; Incunabula ; The A. L. A. rules. Two elaborate problems are assigned in connection with the lecture on Periodicals and works of criticism. Two lecture periods are spent in actual work on exceedingly difficult books followed by discussion.

Mr W. S. Biscoe gives also a lecture on card catalogue fittings, and the vice-director gives three lectures on various forms of the card catalogue, printed catalogue cards and organization of a catalogue department, the latter being accompanied by problems.

**Selection of books.** A modification of the plan of book annotation (described in the *12th annual report of the Library school*, 1898, p. 133) has been introduced and adds materially to the value of the course in selection of books. The knowledge of a large number of books on a



great variety of subjects so essential for a librarian compels much time given to superficial reading and to reading trivial, ephemeral and even worthless books. This tends to crowd out solid reading. For his own sake, for the sake of his library whose interests demand a mind strong to meet strenuous problems, for the sake of his profession which claims his contribution in cooperative book selection, every librarian should be master of the solid literature of some one field, however small. To meet this need, a modification of the plan for reading seminar work, described in the *Library journal*, Jan. 1897, 22 : 41, is being made. Students may substitute for part of the 100 current books taken up yearly any book of worth and permanent value which he has read during the course. A reader's note submitted for this book, if accepted, excuses him from two and possibly more than two notes on the current seminar books. It is supposed that these substituted books shall usually be in some one line, approved by the director of the seminar. Each student can have as a result of the year's work the notes for all substituted books as well as the best note written by any one in the school on the regular seminar books.

In the reading seminar of January 3, an interesting discussion was held on the question, "Should a public library subscribe for the *Ladies' home journal*?" A vote showed a large majority for the affirmative.

**Public speaking.** There has developed among the students a strong realization of the fact that librarians should be able to speak in public intelligently, clearly, and with sufficient ease and grace and persuasive power to carry their point. A college course does not always insure this preparation. Out of this sentiment among the students have grown various plans for securing practice in speaking.

Two clubs were organized to secure this end. One of them is called the ozo club. All students of the library school and the junior members of the library staff are eligible for membership. Two meetings were held to which all members of the library staff were invited. The first was a mock mass-meeting of the citizens of Albany, called to consider the imaginary gift of the Van Rensselaer-Knickerbocker jr memorial library of Albany. The second meeting discussed the question How far should a librarian regard the wishes of the public in the selection of books for a tax-supported public library? The junior class also maintained a club for the purpose of securing practice in public speaking.

In the library seminar of the senior class mock trustees meetings are the feature of the year. The class, including the leader of the seminar, is organized as a board of trustees, each student in turn posing as

librarian and submitting a request for some change; e. g. from a fixed to a relative location, for a new cataloguer to make available the resources of the library by doing full analytic work, for a skilled reference librarian with an adequate salary. The trustees are privileged to be conservative, indifferent, and even crotchety, while the librarian is supposed to keep his temper, to reply to objections and to win his case if possible.

**Other new features.** A course in history of printing by Mr W. S. Biscoe was added to the senior year.

The course in loan systems previously given has been enlarged to a course in loan department work, including not only a study of representative methods of loaning books but of the larger questions which have to do with the relation of the library to the community through the loan department. Careful descriptions of the following typical loan systems have been printed for the use of the class: the Browne and Schwartz systems and the systems used in the following libraries; i. e. Boston Athenaeum, Boston public, Columbia university, New York mercantile, New York state and Capitol, Newark (N. J.) public, Newton (Mass.) public and Albany Y. W. C. A.

A problem assigned to the class in January was submitted March 1, "Prepare a bulletin for posting in the loan room on the United States in world politics. The list must be limited to 20 books or articles." The result was so creditable to the class of 1900 that the collection of bulletins hung as an exhibit attracted much attention. Great variety and originality was shown, uniform excellence in making the titles beautifully clear and legible, and much skill in using flags, pictures, and maps as decoration, compelling the attention of readers without sacrificing good taste or dignity.

The course in elementary classification was given by Miss Ada Bunnell (B. L. S. New York state library school '91), who has since 1891 been classifier in the state library. She devoted much time to revision and to personal work with students, and dealt helpfully and sympathetically with the difficulties of beginners. Advanced classification is given as before by Mr W. S. Biscoe.

**Library exhibit.** The New York state library has been appointed to prepare for exhibition in behalf of the American library association at the Paris exposition of 1900 a collection to show the progress and condition of American libraries. The exhibit will be based on types instead of illustrating individual libraries. Libraries will contribute material most

effective in representing the methods, character of work and sphere of influence of the class to which they severally belong, while the collection as a whole will aim to represent the best thought of the library profession in the United States. The exhibit will be in five main parts:

1 *Monographs.* Illustrated monographs published by the University of the State of New York: one by Melvil Dewey and one on *Public libraries and popular education* by Prof. H. B. Adams of Johns Hopkins university. Also *Handbook of American libraries* by the following A. L. A. committee: F. J. Teggart, T. L. Montgomery, C. W. Andrews.

2 *Books.* Bound volumes of publications of the American library association, state commissions, associations and local clubs, library periodicals, representative reports, catalogues, blanks, descriptive handbooks, etc.

3 *Pictures.* Photographs and plans of selected library buildings, etc. mounted in wing frames, wall pictures and lantern slides.

4 *Charts, etc.* Graphic charts, showing the progress and condition of the library movement in the United States, picture bulletins, etc.

5 *Appliances.* A working collection of the best mechanical devices for library use, models of card catalogues, charging systems, etc.

The direct supervision of the exhibit is in charge of the director's assistant, Miss Florence Woodworth. After the close of the Paris exposition the library exhibit will become a part of the library museum of the American library association, deposited permanently in the New York state library school.

**American library association.** At the annual meeting held at Atlanta, Ga., May 9-13, 1899, the committee on library schools reported in part as follows:

The New York state library school has larger quarters, more students, more men and more college graduates in the classes, and more money to work with than ever before. The children's room, opened on April 1 as a part of the state library, furnishes a laboratory for the study of the children's department. Special attention is given to library architecture, Mr Eastman having made a large collection of slides for evening lectures on this subject. The connection with the University of the state and the ample funds at command enable the director to put much of the material of instruction in print, and the whole library profession is greatly indebted to Mr Dewey for the many aids to their work, originally prepared for the use of the school, but of equal value in all libraries. Many of the bibliographies, prepared by students as part of their graduation work and printed in the bulletin of the state library, would be creditable to experienced members of the profession.—*Gardner M. Jones, member of committee for New York state library school*

The director, vice-director and two other members of the faculty attended the Atlanta meeting. Lectures will be suspended in the school during the period of the next meeting to be held at Montreal, June 7-13, 1900, in order that as many as possible both of faculty and students may attend the sessions. The following table of student attendance at library meetings is an interesting proof of the vital interest taken by library school students in the work of the association. As will be seen from the table the class of 1889 has had the largest average attendance.

## A. L. A. ATTENDANCE OF NEW YORK STATE LIBRARY SCHOOL STUDENTS 1887-99

## Meetings 1887-99

Classes 1888-1900	Thon- sand Islands 1887	Cats- kills 1888	St Louis 1889	White Mount- ains 1890	San Fran- cisco 1891	Lake- wood N. Y. 1892	Chicago 1893	Lake Placid 1894	Denver 1895	Cleve- land 1896	Philadel- phia 1897	Lake- wood-on- Chau- taqua 1898	Atlanta 1899	Total attend- ance of each class 1887-99	Average attend- ance 1887-99	Size of classes
1888.....	6	1	3	8	1	7	6	7	2	3	2	4	2	52	4	22
1889.....	a1	2	1	9	3	11	7	11	2	5	6	6	6	69	5.75	22
1890.....	.....	.....	0	3	2	15	4	5	2	0	5	2	2	40	3.63	23
1891.....	.....	.....	a1	3	1	5	8	5	1	5	2	4	0	34	3.4	15
1892.....	.....	.....	.....	a2	0	8	8	6	5	3	4	5	4	44	4.88	19
1893.....	.....	.....	.....	.....	.....	8	7	5	1	4	3	7	2	37	4.12	22
1894.....	.....	.....	.....	.....	.....	.....	6	3	0	2	3	4	1	20	2.85	15
1895.....	.....	.....	.....	.....	.....	.....	.....	6	0	3	4	10	2	25	4.16	22
1896.....	.....	.....	.....	.....	.....	.....	.....	a1	0	1	0	7	3	12	2.4	18
1897.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	2	5	10	3	20	5	21
1898.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	a1	3	6	1	10	3.33	18
1899.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	a1	7	0	6	3	18
1900.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	a1	0	0	0	32
Total....	6	3	4	23	7	54	46	48	14	28	37	72	26	369	.....	267

a Prospective members of the class though recorded are not included in the totals.

**New York state library school association.** This association was formed at Lake Placid, Sep. 21, 1894. An annual meeting is held each year during the week of the meeting of the American library association. The following is its constitution :

§ 1 *Name.* This association shall be called the New York state library school association.

§ 2 *Objects.* Its objects shall be to promote social intercourse among its members, to advance the interests of the New York state library school and to cooperate in the work of the American library association.

#### Members

§ 3 *Eligibility.* All persons who have been members of the Columbia college library school or the New York state library school may become members of this association on payment of the annual fee.

§ 4 *Honorary members.* Honorary members may be elected by a three-fourths vote of the association on nomination by the executive board.

§ 5 *Associates.* Undergraduates of the school are associate members.

§ 6 *Exemptions.* Honorary and associate members shall be exempt from payment of dues and shall have all the privileges of full membership, except that of voting.

§ 7 *Annual fee.* Each member shall pay \$1 to the treasurer on or before Oct. 1 of each year.

#### Officers

§ 8 *Number and election.* The officers shall be a president, first and second vice-presidents, a secretary, a treasurer and an executive board of seven, of which the above officers shall be members. They shall be elected by ballot at each annual meeting and at least three of them shall be persons who reside in or near the same city or town. They shall continue in office till the adjournment of the meeting at which their successors are elected.

§ 9 *Executive board.* The executive board shall have the general management of the affairs of the association.

#### Meetings

§ 10 *Annual meeting.* The annual meeting shall be held during the annual meeting of the American library association.

§ 11 *Special meetings.* Special meetings may be called by the executive board.

§ 12 *Notice.* Due notice of the time and place of meetings and the purpose of special meetings shall be given to all members by the secretary.

§ 13 *Quorum.* One tenth of the members shall constitute a quorum.

#### Amendments

§ 14 *Amendments.* The constitution may be amended by a three-fourths vote of those present at any regular meeting, provided the proposed amendment shall have been specifically set forth in the call for such meeting.

For three years this association has supported the alumni lectureship. The present officers are :

*President* William Richard Watson, '95, assistant librarian Carnegie library, Pittsburg, Pa.

*First vice-president* Elisa May Willard, '96, reference librarian Carnegie library, Pittsburg, Pa.

*Second vice-president* James Ingersoll Wyer jr, '98, librarian University of Nebraska

*Secretary and treasurer* Isabel Ely Lord, '97, librarian Bryn Mawr college

*Executive board* Martha Thorne Wheeler, '91, annotator New York state library ; Helen Sperry, '94, librarian Carnegie library, Homestead, Pa. Mary Letitia Jones, '92, second assistant librarian Public library, Los Angeles, Cal.

**Summer course.** The session opened on Tuesday, May 23, with an enrolment of 20 students representing libraries in New York, Massachusetts, Pennsylvania, Ohio, Indiana, Illinois and Iowa, and ended Friday, June 30. Two changes of policy voted by the faculty in June 1898 were carried into force this year; i. e. 1) The course was extended from five to six weeks, 2) The course was limited to candidates who are doing creditable library work or are under definite appointment to a position. This decision was made because of the conviction that library interests would suffer seriously if those having no library experience should be allowed to take a brief course and to think that they were thus prepared for professional service. As a result of this action all but two of the students in 1899 approached the work with the advantage of previous experience and were thus enabled to gain from the instruction given much more than could be acquired by a novice.

A descriptive handbook of the summer course was issued April 1899 as Handbook 14 of the University. This gives fully the aim and plan of the course and may be had free on application.

In addition to lectures by the director and other members of the faculty the following special instructors gave almost their entire time to lectures, to revision and to individual work with the students. Miss Mary Floyd Williams, vice-director's assistant and Miss Mary Louisa Sutliff of the New York state library. The course on cataloguing included 16 lectures on the dictionary and two on the classed catalogue. 11 lectures on classification were given, six on reference work, six on bibliography, four on shelf department work, three on selection of books and two each on accession department work, loan department work and bookbinding.

13 lectures were given on other subjects, including five seminars on library economy conducted by W. R. Eastman, library inspector of the University. The following subjects are among those treated in special lectures or in seminars: American library association, Qualifications of a librarian, Traveling libraries, Library buildings, Access to shelves, Children's work, Library printing and Note-taking. The summer students also had an opportunity to attend lectures before the students of the two years course by Mr Frank A. Hutchins, secretary Wisconsin library commission, Pres. R. G. Thwaites of the American library association and Miss C. M. Hewins, public librarian Hartford, Ct.

While a general course is followed by the class, so far as practicable facilities are provided for those wishing to devote some time to special lines of work. This year a course of 11 lectures in classed cataloguing was given to three students who desired advanced work.

At the close of the course 11 students received the regents certificate. This is awarded to each student who completes the work of the course satisfactorily and also passes the examination. Seven out of the 11 certificates were issued "with honor."

The next session will be held Thursday, May 31 to Wednesday, July 11, 1900.

**Faculty.** The faculty remains as follows:

Melvil Dewey, M. A. (Amherst) *director*. Library economy 1884-

Mrs Salome Cutler Fairchild (Mt Holyoke) B. L. S. (N. Y.) *vice-director*. Cataloguing, loan department, selection of books, children's department 1887-

Florence Woodworth, *director's assistant* 1889-

Walter Stanley Biscoe, M. A. (Amherst) Bibliography, classification, history of libraries and printing 1887-

Ada Alice Jones, *secretary of faculty*. Advanced cataloguing 1889-

Dunkin Van Rensselaer Johnston, M. A. (Hobart) Reference department, bookbinding 1890-

May Seymour, B. A. (Smith) Library printing and editing 1890-

Edith Davenport Fuller. Dictionary cataloguing 1894-

William Reed Eastman, M. A. (Yale) B. L. S. (N. Y.) Library buildings, founding and government 1895-

Martha Thorne Wheeler. Indexing 1895-

Ada Bunnell, B. L. S. (N. Y.) Classification 1898-



**Lecturers 1899.** Aside from the faculty 41 lectures were given by 13 different lecturers as follows :

Myrtila Avery, *director's assistant New York state home education department*. Home education department 1-lecture

Arthur Low Bailey, *sub-librarian accession department New York state library*. Accession department work. 4 lectures Binding department work. 1 lecture 5 lectures

George Greenman Champlin, *indexer New York state board of health*. Scrap books and picture mounting 1 lecture

Charles Ammi Cutter, *librarian Forbes library, Northampton, Mass.* Expansive classification 10 lectures

Stephen B. Griswold, *law librarian New York state library*. Law libraries. Law books for public libraries 2 lectures

Caroline Maria Hewins, *public librarian Hartford, Ct.* Evolution of the child's book. Book selection for children. What libraries are doing for children. Books that children like best; illustrated by their own letters 4 lectures

<sup>1</sup> George Rogers Howell, *archivist New York state library*. The history of New York state library. Rare books in the state library 2 lectures

Frank Avery Hutchins, *secretary Wisconsin free library commission*. Library work in Wisconsin 3 lectures

George Iles, *member American library association publishing section*. Appraisal of literature 1 lecture

Gardner Maynard Jones, *public librarian Salem, Mass.* Relation of the librarian to his trustees and assistants. Things I might have done differently 2 lectures

Frances Jenkins Olcott, *director children's department, Carnegie library, Pittsburg, Pa.* Children's work of the Carnegie library, Pittsburg 1 lecture

Mary Louisa Sutliff, *assistant New York state library school*. Shelf-listing. 6 lectures. Book numbers. 2 lectures 8 lectures

Reuben Gold Thwaites, *president American library association, secretary and superintendent Wisconsin historical society*. Local history collections 1 lecture

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<sup>1</sup> Mr George R. Howell died Ap. 5, 1899, having served the library faithfully for 27 years. He will be much missed by the library school students with whom he had the pleasantest relations, both personal and official,

**Two years course students 1899.** The classes for the year were :

**Seniors**

*Class of 1899*

- Guggenheimer, Aimée, Baltimore, Md.. B. A. (Woman's college of Baltimore) 1896  
 Hyatt, Bertha Evelyn, Albany, N. Y. B. A. (Wellesley) 1896  
 Laer, Arnold Johan Ferdinand van, Utrecht, Holland. C. E. (Polytechnische school, Delft, Holland) 1897  
<sup>1</sup>Lane, Lucius Page, Boston, Mass. B. S. (Massachusetts institute of technology) 1894; B. A. (Harvard) 1895, M. A. 1899  
 Miersch, Ella Emilie, Allegheny, Pa. B. A. (Vassar) 1897  
 Rombauer, Bertha Emilie, St Louis, Mo.  
 Shaw, Robert Kendall, Worcester, Mass. B. A. (Harvard) 1894  
 Williams, Mary Floyd, Oakland, Cal. (University of California) 1885-89  
 Windeyer, Margaret, Sydney, New South Wales, Australia  
 Windsor, Phineas Lawrence, Evanston, Ill. Ph. B. (Northwestern) 1895.

**Juniors**

*Class of 1900*

- Ashley, Frederick William, Painesville, O. B. A. (Adelbert) 1885, M. A. 1888; (Yale divinity school) 1885-86; (Harvard) 1891-92  
 Baker, Ethel, Chicago, Ill. Ph. B. (Northwestern) 1892; (University of Chicago) 1892-94  
 Barker, Emma Elizabeth, Plattsburg, N. Y. B. A. (Wellesley) 1898  
 Borden, Fanny, Fall River, Mass. B. A. (Vassar) 1898  
 Brown, Bertha Mower, Eau Claire, Wis. (University of Wisconsin) 1897-98  
 Burnet, Henry Duncan, Cincinnati, O. (Pomona) 1895-96; (Lehigh) 1897-98  
 Cheney, Lucy Davey, Rutland, Vt.  
 Crump, Richard Law, New London, Ct. B. A. (Williams) 1891  
 Defendorf, Days Elizabeth, Fairport, N. Y. Ph. B. (Cornell) 1898  
 Dickey, Helen Louise, Racine, Wis. (Lake Forest) 1875-77  
 Dobbin, Mabel Calder, Fairport, N. Y. Ph. B. (Cornell) 1898  
 Earll, May, Syracuse, N. Y. Ph. B. (Cornell) 1898  
 Fatout, Nellie Barbara, Indianapolis, Ind. B. A. (De Pauw) 1892  
 Fossler, Anna, Lincoln, Neb. B. S. (University of Nebraska) 1895  
 Goulding, Philip Sanford, Wilmington, Vt. B. A. (Yale) 1898

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<sup>1</sup>Took senior year as a non-resident student.

Gracie, Helen Black, Germantown, Pa.

Haines, Jane Bowne, Cheltenham, Pa. B. A. (Bryn Mawr) 1891, M. A. 1892

Harris, Harry Wilde, East Orange, N. J. B. A. (Princeton) 1898 -

Holcomb, Caroline Edith, New York

Knight, Marion Ada, Lynn, Mass.

Marx, Bertha, Toledo, O. B. S. (Cornell) 1898

Mudge, Isadore Gilbert, Brooklyn, N. Y. Ph. B. (Cornell) 1897

Norén, Selma Constance, McCook, Neb. B. A. (University of Nebraska) 1898

Paddock, Catherine Dix, Chicago, Ill. Ph. B. (University of Chicago) 1898

Paine, Florence Augusta, Boston, Mass. (Smith) 1892-95

Phellis, Nellie Abigail, Mechanicsburg, O. B. A. (Ohio Wesleyan) 1892

Ray, Frances Katharine, Albany, N. Y. Ph. B. (Cornell) 1898

Rockwell, Adaline Benson, Oneida, N. Y. B. L. (University of Wisconsin) 1898

Saxton, Ida Louise, Clyde, N. Y. Ph. B. (Syracuse) 1893, Ph. M. 1896

Smith, Faith Edith, Aurora, Ill. Ph. B. (Northwestern) 1896

Squires, Norma May, West Haven, Ct. B. A. (Vassar) 1898

Stewart, Irene, Peoria, Ill. B. A. (University of Michigan) 1894

Van Allen, Edith, Albany, N. Y.

Wood, Gertrude Pamilla, Bellevue, O. B. A. (Wellesley) 1897

**Summer course students 1899.** The students of the third summer course were :

Biddle, Harriet, Cambridge, Mass. B. A. (Boston university) 1882. Assistant Boston society of natural history

Boardman, Esther Elizabeth, Hudson, N. Y. Librarian Hudson (N. Y.) free library

Brower, Jane, Albany, N. Y. Librarian Albany free library

Candage, Phebe Teresa, Brookline, Mass. Assistant Brookline public library

Carpenter, Florence Russell, New York. Librarian Union settlement, New York

Fitzgerald, Eva Mary, Indianapolis, Ind. Ex assistant Indiana state library

Girton, Jennie, Waterloo, Ia. Assistant Waterloo free public library

Hartmann, Lilla Henrietta, Cincinnati, O. B. L. (University of Cincinnati) 1897. Assistant University of Cincinnati library

- Johnson, Kate Peninnah, Chicago, Ill. Assistant John Crerar library, Chicago
- Lounsbury, Henrietta, Poughkeepsie, N. Y. Librarian state hospital, Poughkeepsie
- McGahan, Julia Frances, Troy, N. Y. Librarian Troy high school
- Martin, Mary Parthenia, Canton, O. Librarian Canton public library association
- Mercer, Martha, Mansfield, O. Librarian Mansfield memorial library association
- Merchant, Rena, Saratoga Springs, N. Y. Librarian Saratoga Springs public library
- Meyer, Aida Elizabeth, Erie, Pa. Assistant Erie public library
- Nelson, Peter, Schenectady, N.Y. B. A. (Union university) 1898. Acting librarian Union university
- Skinner, Elizabeth M., Bay Ridge, N. Y. Assistant Bay Ridge public library
- Torrey, Clarence Almon, Chicago, Ill. Ph. B. (Cornell college, Ia.) 1890; (University of Chicago) 1892-93. Inspector departmental libraries University of Chicago
- Van O'Linda, Mary Guest, Watervliet, N. Y.
- Yust, William Frederick, Chicago, Ill. B. A. (Central Wesleyan college, Warrenton, Mo.) 1893, M. A. 1898; (University of Chicago) 1894-99. Assistant University of Chicago library

**Private instruction.** Aside from the large number assisted temporarily and the 14 members of the state library staff who took various courses in the school, special instruction was given this year to two students outside the school; i. e. Miss Mary Guest Van O'Linda, Watervliet, N. Y. Feb.-May 1899; Mr Melvin Gilbert Dodge, librarian Hamilton college, Clinton, N. Y. July 1899.

**Positions.** Of a total of 720 positions filled before Oct. 1, 1899, 321 have been in New York and 383 in 28 other states, 13 in the District of Columbia and three in two foreign countries.

The following 80 new positions were filled by New York state library school graduates and students, during the year ending Sep. 30, 1899. 29 positions were in New York and 50 in 16 other states and one in the District of Columbia.

#### CLASS OF 1889

- Palmer, Henrietta Raymer. Head cataloguer Free public library, Worcester, Mass.; librarian New Jersey historical society, Newark, N. J.

## CLASS OF 1892

Jones, Mary Letitia. Second assistant librarian Public library, Los Angeles, Cal.

Robbins, Mary Esther. Classifier and cataloguer Free library, Nyack, N. Y.; cataloguer Kansas state normal school, Emporia, Kan.

## CLASS OF 1893

Forsyth, Walter Greenwood. Indexer Warner library for A. L. A. publishing section; classifier and cataloguer Public library, Lexington, Ky.; bibliographer Arnold arboretum, Harvard university, Jamaica Plain, Mass.

## CLASS OF 1894

Bullock, Edna Dean. Classifier and cataloguer Iowa state library  
Moulton, John Grant. Public librarian Haverhill, Mass.

## CLASS OF 1895

Cone, Jessica Gardiner. Classifier and cataloguer Miss Masters's school library, Dobbs Ferry, N. Y.; cataloguer Y. M. C. A. library, New York

Stockwell, George Watson Cutler. Classifier and cataloguer Public library, Canton, Mass.; classifier and cataloguer Forbes library, Northampton, Mass.; cataloguer Y. M. C. A. library, New York; classifier and cataloguer New Hampshire state library; librarian Westfield (Mass.) Athenaeum

## CLASS OF 1896

Curtis, Florence Rising. Cataloguer Potsdam (N. Y.) public library and reading-room

Herron, Winifred Arria. Assistant Hampton (Va.) normal and agricultural institute library; cataloguer Y. M. C. A. library, New York

## CLASS OF 1897

Atkinson, Jane. Assistant cataloguer University of Pennsylvania library  
Fellows, Jennie Dorcas. Cataloguer Bangs library, First unitarian church, Worcester, Mass.; assistant New York state library

Flagg, Charles Alcott. Sub-librarian history division New York state library

Hopkins, Julia Anna. Assistant Bryn Mawr college library

Jennings, Judson Toll. Sub-librarian (reference) in charge of main reading-room and loans New York state library

- Terwilliger, Mary Sayers. Cataloguer Bryn Mawr college library ; classifier and cataloguer Free public library, Worcester, Mass.
- Thorne, Elisabeth Gertrude. Librarian Free library, Port Jervis, N. Y.

## CLASS OF 1898

- Brown, Edna Adelaide. General assistant Carnegie library, Pittsburg, Pa.
- De Puy, Almena Rebecca. Cataloguer Public library, Galesburg, Ill.
- Garvin, Ethel. Assistant Forbes library, Northampton, Mass.
- Hunt, Clara Whitehill. Assistant reference department Public library, Newark, N. J.
- Rogers, Florence Sally. Assistant classifier and cataloguer Princeton university library
- Sawyer, Laura Maria. Assistant librarian Perkins institution and Massachusetts school for the blind, Boston, Mass.
- Skinner, Marie Aurelia. Cataloguer and classifier Public library, Lake Forest, Ill., public librarian Lake Forest
- Williams, Hugh. Assistant catalogue department Library of congress, Washington
- Wilson, Ellen Summers. Classifier and cataloguer Public library, Johnstown, N. Y. ; librarian West end branch Carnegie library, Pittsburg, Pa., librarian Wylie Avenue branch

## CLASS OF 1899

- Daggett, Caroline Mayhew. Head cataloguer Central library, Syracuse, N. Y. ; instructor in cataloguing, Syracuse university
- Laer, Arnold Johan Ferdinand van. Sub-librarian manuscript division New York state library
- McCall, Catharine. Cataloguer University of Pennsylvania library, classifier University of Pennsylvania library
- Mathews, Mrs Jessie Frances (Holmes). Cataloguer University of Pennsylvania library
- Rombauer, Bertha Emilie. Cataloguer Public library, Cincinnati
- Shaw, Robert Kendall. Assistant New York state home education department
- Williams, Mary Floyd. Vice-director's assistant New York state library school
- Windeyer, Margaret. Classifier and cataloguer Public library, Catskill, N. Y.

Windsor, Phineas Lawrence. Cataloguer Diocesan lending library, Cathedral of all saints, Albany, N. Y.; assistant law division New York state library

Wood, Harriet Ann. Cataloguer Public library, Cincinnati

#### CLASS OF 1900

Ashley, Frederick William. Assistant New York state library

Barker, Emma Elizabeth. Assistant Young men's association library, Albany, N. Y.

Burnet, Henry Duncan. Cataloguer Public library, Cincinnati

Cheney, Lucy Davey. Public librarian Rutland, Vt.

Defendorf, Days Elizabeth. Assistant librarian Wesleyan university, Middletown, Ct.

Dickey, Helene Louise. Librarian Chicago normal school

Fatout, Nellie B. Assistant Indiana state library; classifier and cataloguer Public library, Anderson, Ind.

Fossler, Anna. Classifier and cataloguer Children's neighborhood library, Troy, N. Y.; classifier and cataloguer Brooke memorial library, Dunkirk, N. Y.; classifier and cataloguer Public library, White Plains, N. Y.

Goulding, Philip Sanford. Classifier New Hampshire state library

Paine, Florence Augusta. Assistant New York state library

Smith, Faith Edith. Assistant New York state library

Stewart, Irene. Cataloguer Free public library, Worcester, Mass.

Van Allen, Edith. Cataloguer Y. M. C. A. library, New York

Wood, Gertrude Pamilla. Cataloguer Free public library, Worcester, Mass.

#### **Calendar.** Calendar for the 14th school year, 1899-1900:

School opens Wednesday a. m. Oct. 4

Election day, holiday, Tuesday, Nov. 7

Thanksgiving recess Wednesday noon, Nov. 29-Monday noon, Dec. 4

Christmas recess Friday a. m. Dec. 22-Tuesday p. m. Jan. 2

Lectures begin Wednesday a. m. Jan. 3

Lincoln's birthday, holiday, Monday, Feb. 12

Washington's birthday, holiday, Thursday, Feb. 22

Course examinations Wednesday Mar. 28-Friday Mar. 30

Visit to Boston and other New England libraries Tuesday a. m. Ap. 3-Friday p. m. Ap. 13

Lectures begin Tuesday a. m. Ap. 17

Memorial day, holiday, Wednesday, May 30  
Summer course opens Thursday, May 31  
Entrance examinations Tuesday, June 12–Friday, June 15  
Course examinations Tuesday, June 19–Friday, June 22  
School closes Friday p.m. June 22  
Summer course closes Wednesday, July 11

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The school has been carried on by the regents for 10 years. In that time it has accomplished more than even its most sanguine friends had dared to hope. It has won a well recognized place as a professional school and has surpassed the records of all such schools in the widespread demand for its students. The table of 720 library positions already filled in 30 different states besides three in foreign countries is abundant evidence of the practical success of the school in meeting a pressing educational demand. Its graduates have in a half dozen centers organized other library schools or given instruction to classes of those unable to attend the parent school at Albany, which is limited strictly by available space.

The school has this year a stronger faculty and corps of lecturers, a better course of study, larger facilities, more students, a larger proportion of graduates from the best colleges and universities of the country, a greater proportion of men and in every respect is in a more satisfactory condition than ever before, and naturally has the respect and confidence of the library world in a constantly growing degree. The voice of the doubter is no longer heard as to the wisdom of starting what the regents had the courage to undertake as pioneers when it was an experiment. It has proved, as was prophesied, as important a step as was the founding of the first normal schools for training teachers. Without it the American library could never have attained its full place as the necessary complement of the school in any complete and satisfactory system of public education.

9 Dec. 1899

Respectfully submitted

MELVIL DEWEY

*Director*



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